

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

EOLAS TECHNOLOGIES INCORPORATED, §
Plaintiff, §
v. §
ADOBE SYSTEMS INCORPORATED, §
AMAZON.COM INC., APPLE INC., §
ARGOSY PUBLISHING, INC., §
BLOCKBUSTER INC., CDW §
CORPORATION, CITIGROUP INC., EBAY §
INC., FRITO-LAY, INC., THE GO DADDY §
GROUP, INC., GOOGLE INC., J.C. PENNEY §
COMPANY, INC., JP MORGAN CHASE & §
CO., NEW FRONTIER MEDIA, INC., §
OFFICE DEPOT, INC., PEROT SYSTEMS §
CORP., PLAYBOY ENTERPRISES §
INTERNATIONAL, INC., RENT-A-CENTER, §
INC., STAPLES, INC., SUN §
MICROSYSTEMS, INC., TEXAS §
INSTRUMENTS INC., YAHOO! INC., YOU §
TUBE, LLC., §
Defendants. §

Civil Cause No. 6:09-cv-00446-LED
Jury Trial Demanded

UNOPPOSED MOTION TO WITHDRAW BUETHER JOE & CARPENTER, LLC
AS COUNSEL OF RECORD FOR DEFENDANT FRITO-LAY, INC.

The undersigned and Defendant Frito-Lay, Inc. ("Frito-Lay") move the Court for an order
permitting the withdrawal of Eric W. Buether, Christopher M. Joe and Brian A. Carpenter of the
firm of Buether Joe & Carpenter, LLC from further representation of Frito-Lay in this action.

Mr. Jeffrey K. Joyner and Mr. Jeffrey F. Yee of Greenberg Traurig, LLP will remain as
counsel of record, and Mr. Joyner will remain as lead counsel for Frito-Lay.

Plaintiff Eolas Technologies Incorporated does not oppose the withdrawal, and the
withdrawal of Eric W. Buether, Christopher M. Joe and Brian A. Carpenter will not have a

materially adverse affect on Frito-Lay as it remains represented by competent counsel who are fully capable of representing the interests of Frito-Lay.

WHEREFORE, PREMISES CONSIDERED, the undersigned and Frito-Lay request this Court to grant this Motion to Withdraw Buether Joe & Carpenter, LLC as counsel of record for Frito-Lay.

Dated: June 20, 2010

Respectfully submitted,

BUETHER JOE & CARPENTER, LLC

By: /s/ Christopher M. Joe

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**ATTORNEYS FOR DEFENDANT
FRITO-LAY, INC.**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a) on this 20th day of June 2011. Any other counsel of record will be served by facsimile transmission and first class mail.

/s/ Christopher M. Joe _____
Christopher M. Joe

CERTIFICATE OF CONFERENCE

The undersigned certifies that he conferred with counsel for Eolas Josh Budwin on June 20, 2011, and was informed that Eolas does not oppose this Motion to Withdraw. Counsel for co-defendants were not contacted since the withdrawal of counsel would not affect their parties.

/s/ Christopher M. Joe _____
Christopher M. Joe