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

Eolas Technologies Incorporated, Plaintiff. Civil Action No. 6:09-CV-00446-LED VS. Adobe Systems Inc., Amazon.com, Inc., **JURY TRIAL** Apple Inc., Argosy Publishing, Inc., Blockbuster Inc., CDW Corp., Citigroup Inc., eBay Inc., Frito-Lay, Inc., The Go Daddy Group, Inc., Google Inc., J.C. Penney Company, Inc., JPMorgan 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., and YouTube, LLC Defendants.

EOLAS' UNOPPOSED MOTION FOR EXPEDITED BRIEFING ON EOLAS' MOTION FOR LEAVE TO SUPPLEMENT ITS P.R. 3-1 INFRINGEMENT CONTENTIONS WITH RESPECT TO GOOGLE MUSIC AND GOOGLE+

On August 2, 2011, Plaintiff Eolas Technologies Incorporated ("Eolas") filed its Motion for Leave to Supplement Its P.R. 3-1 Infringement Contentions With Respect to Google Music and Google+. (Dkt. No. 815). Eolas requests that the Court issue an expedited briefing schedule on this motion and address the motion on an expedited basis.

Because the issues are straight-forward, the issues have been addressed before in similar motions and they have been pending as to Google Music and Google+ for some time, and because the parties will benefit from knowing the result of Eolas' motion to supplement its infringement contentions, Eolas requests that the Court set an expedited briefing schedule for Eolas' Motion to Supplement Its P.R. 3-1 Infringement Contentions, as set forth below:

Defendants' opposition brief due: Wednesday, August 10, 2011.

Eolas' reply brief due: Monday, August 15, 2011.

WHEREFORE, Eolas therefore requests the Court grant the expedited briefing schedule as outlined above and in the attached Order.

DATED: August 3, 2011 Respectfully submitted,

McKOOL SMITH P.C.

By: /s/ *Mike McKool*

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CERTIFICATE OF CONFERENCE

Counsel for Plaintiff conferred with Counsel for Defendant regarding the relief requested in this motion on August 2, 2011. Counsel for Defendant stated that they do not oppose the relief sought in this motion.

<u>/s/ Christopher Mierzejewski</u> Christopher Mierzejewski

CERTIFICATE OF SERVICE

I hereby certify that counsel of record are being served with a copy of this document via electronic mail on this day, August 3, 2011.

/s/ Christopher Mierzejewski Christopher Mierzejewski