

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

<b>Eolas Technologies Incorporated,</b>	§	
	§	
<b>Plaintiff,</b>	§	<b>Civil Action No. 6:09-CV-00446-LED</b>
	§	
<b>vs.</b>	§	
	§	
<b>Adobe Systems Inc., Amazon.com, Inc.,</b>	§	<b>JURY TRIAL</b>
<b>Apple Inc., Argosy Publishing, Inc.,</b>	§	
<b>Blockbuster Inc., CDW Corp.,</b>	§	
<b>Citigroup Inc., eBay Inc., Frito-Lay, Inc.,</b>	§	
<b>The Go Daddy Group, Inc., Google Inc.,</b>	§	
<b>J.C. Penney Company, Inc., JPMorgan</b>	§	
<b>Chase &amp; Co., New Frontier Media, Inc.,</b>	§	
<b>Office Depot, Inc., Perot Systems Corp.,</b>	§	
<b>Playboy Enterprises International, Inc.,</b>	§	
<b>Rent-A-Center, Inc., Staples, Inc., Sun</b>	§	
<b>Microsystems Inc., Texas Instruments Inc.,</b>	§	
<b>Yahoo! Inc., and YouTube, LLC</b>	§	
	§	
<b>Defendants.</b>	§	

**EOLAS' UNOPPOSED MOTION FOR EXPEDITED BRIEFING ON EOLAS' MOTION  
TO SET DEADLINES FOR DISCOVERY AND EXPERT REPORTS**

On August 15, 2011, Plaintiff Eolas Technologies Incorporated (“Eolas”) filed its Motion to Set Deadlines for Discovery and Expert Reports for Defendant Frito-Lay (Dkt. 854, “Motion”). Eolas requests that the Court issue an expedited briefing schedule on this Motion. Frito-Lay does not oppose this motion. Therefore, Eolas respectfully requests that the Court set an expedited briefing schedule for the Motion as set out below:

Frito-Lay’s Opposition Brief due on August 19, 2011

Eolas’ Reply Brief due on August, 26, 2011

Frito-Lay’s Sur-reply Brief due on August 29, 2011

Dated: August 16, 2011

Respectfully submitted,

**McKool Smith, P.C.**

*/s/ Mike McKool*

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**ATTORNEYS FOR PLAINTIFF  
EOLAS TECHNOLOGIES, INC.**

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who have consented to electronic service. Local Rule CV-5(a)(3)(A) on this August 16, 2011.

/s/ John B. Campbell  
John B. Campbell

**CERTIFICATE OF CONFERENCE**

I hereby certify that counsel for Eolas Technologies Incorporated conferred with counsel for Frito-Lay, Inc. on August 12, 2011, regarding the foregoing motion, who represented that Frito-Lay, Inc. opposes this motion.

Dated: August 16, 2011

/s/ John B. Campbell  
John B. Campbell