

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

Eolas Technologies Incorporated,	§	
	§	
Plaintiff,	§	Civil Action No. 6:09-cv-446
	§	
	§	
vs.	§	
	§	
Adobe Systems Inc., Amazon.com, Inc.,	§	JURY TRIAL
Apple 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 TO WITHDRAW EOLAS’ MOTION TO
COMPEL LOG-IN INFORMATION FOR STAPLESLINK.COM AND
EWAY.COM FROM STAPLES, INC. [DKT. NO. 968]**

On September 9, 2011, Plaintiff Eolas Technologies Inc. (“Eolas”) filed its Motion to Compel Log-In Information for stapleslink.com and eway.com from Staples, Inc. [Dkt. No. 968]. Eolas seeks to withdraw its Motion to Compel because Defendant Staples, Inc. has provided the log-in information that was the subject of Eolas’ Motion to Compel. Staples, Inc. does not oppose this Motion to Withdraw.

Eolas, thus, respectfully requests that the Court order Eolas’ Motion to Compel Log-In Information for stapleslink.com and eway.com from Staples, Inc. withdrawn.

Dated: September 20, 2011.

McKool Smith, P.C.

/s/ Mike McKool

Mike McKool

Lead Attorney

Texas State Bar No. 13732100

mmckool@mckoolsmith.com

Douglas Cawley

Texas State Bar No. 04035500

dcawley@mckoolsmith.com

McKool Smith, P.C.

300 Crescent Court, Suite 1500

Dallas, Texas 75201

Telephone: (214) 978-4000

Telecopier: (214) 978-4044

Kevin L. Burgess

Texas State Bar No. 24006927

kburgess@mckoolsmith.com

John B. Campbell

Texas State Bar No. 24036314

jbcampbell@mckoolsmith.com

Josh W. Budwin

Texas State Bar No. 24050347

jbudwin@mckoolsmith.com

Gretchen K. Curran

Texas State Bar No. 24055979

gcurran@mckoolsmith.com

Matthew B. Rappaport

Texas State Bar No. 24070472

mrappaport@mckoolsmith.com

McKool Smith, P.C.

300 West Sixth Street, Suite 1700

Austin, Texas 78701

Telephone: (512) 692-8700

Telecopier: (512) 692-8744

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

CERTIFICATE OF CONFERENCE

Counsel for Eolas has conferred with counsel for Staples, Inc. regarding the relief requested in this Motion. Counsel for Staples, Inc. indicates that it does not oppose the relief requested herein.

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 September 20, 2011.

/s/ Gretchen K. Curran

Gretchen K. Curran