

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

UNILOC USA., INC., et al.	§	
	§	
Plaintiffs	§	
	§	CIVIL ACTION NO. 6:10-CV-00472-LED
v.	§	
	§	
NATIONAL INSTRUMENTS CORP., et al.	§	JURY TRIAL DEMANDED
	§	
Defendants	§	

NOTICE CONCERNING SOURCE CODE

Pursuant to the Court's May 20, 2011 Memorandum Opinion and Order [Dkt 136], Defendant Pervasive Software Inc. ("Pervasive") hereby notifies the Court and all parties of record that it will not be providing an early disclosure of source code. Pervasive does not have the source code Plaintiffs seek in Pervasive's possession, custody, or control.

Dated: June 30, 2011

Respectfully submitted,

By: /s/ Stacy L. Zoern
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**ATTORNEYS FOR PERVASIVE
SOFTWARE INC.**

CERTIFICATE OF SERVICE

The undersigned certifies that on June 30, 2011 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 pursuant to Local Rule CV-5(a)(3)(A).

/s/ Stacy L. Zoern
Stacy L. Zoern