

WHEREFORE, Defendant FileMaker, Inc. respectfully prays that the time to file Defendant's Answer or otherwise respond to Plaintiffs' Complaint be extended up to and including November 19, 2010.

Dated: October 27, 2010

Respectfully submitted,

GILLAM & SMITH, L.L.P.

/s/Melissa Richards Smith
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**ATTORNEY FOR DEFENDANT
FILEMAKER, INC.**

CERTIFICATE OF SERVICE

The undersigned hereby 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). Pursuant to Fed. R. Civ. P. 5 (d) and Local Rule CV-5(e), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by U.S. mail or facsimile transmission, on this the 27th day of October, 2010.

/s/Melissa Richards Smith
Melissa Richards Smith