

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

Anascape, Ltd.,

Plaintiff,

v.

Microsoft Corp., and
Nintendo of America, Inc.,

Defendants.

Civil Action No. 9:06-cv-158-RC

JURY TRIAL REQUESTED

NOTICE OF UNOPPOSED PROPOSED SCHEDULING ORDER

In response to the email from Betty Chen, dated December 11, 2007, the parties submit the attached unopposed proposed scheduling order. The proposed scheduling order, which is attached as exhibit A, includes deadlines applicable for trial settings in May 2008 and February 2009.

DATED: December 13, 2007.

Respectfully submitted,

McKOOL SMITH, P.C.

/s/ Sam Baxter

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**ATTORNEYS FOR PLAINTIFF
ANASCAPE, LTD.**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served on counsel of record via ECF or U.S. Mail on this 13th day of December, 2007.

/s/ Anthony Garza

Anthony M. Garza