

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION**

Personal Audio, LLC,)	
)	
Plaintiff,)	
)	
v.)	Case 9:10-CV-00035-RC
)	
XM Satellite Radio, Inc.,)	
)	
Defendant.)	
)	

[PROPOSED] ORDER

IT IS HEREBY ORDERED that XM Satellite Radio, Inc.’s Motion to Dismiss is **DENIED**. Personal Audio, LLC’s Cross-Motion to Consolidate is **GRANTED**. This action is consolidated with Civil Case No. 9:09-CV-00111-RC on the same schedule.