

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

PERSONAL AUDIO, LLC,

Plaintiff,

v.

XM SATELLITE RADIO, INC.

Defendant.

CASE NO. 9:10-CV-00035-RC

JURY TRIAL DEMANDED

NOTICE OF APPEARANCE

Notice is hereby given that the undersigned attorney, S. Calvin Capshaw, enters his appearance in this matter as counsel for Defendant, XM Satellite Radio, Inc., for the purpose of receiving notices and orders from the Court.

Respectfully submitted,

DATE: May 10, 2010

By: /s/ S. Calvin Capshaw
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that 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 per Local Rule CV-5(a)(3). All others not deemed to have consented to electronic service were served with a true and correct copy of the foregoing pursuant to Local Rule CV-5(d) via email or facsimile transmission, or by first class mail this 10th day of May, 2010.

/s/ S. Calvin Capshaw _____