

Respectfully submitted,

BRACEWELL & GIULIANI LLP
106 South St. Mary's Street, Suite 800
San Antonio, Texas 78205
Telephone: 210/226-1166
Facsimile: 210/226-1133



Annalyn G. Smith
State Bar No. 18532500
Southern District No. 13330
annalyn.smith@bgllp.com

David S. Fleming
Admitted Pro Hac Vice
dfleming@usebrinks.com
Howard S. Michael
Admitted Pro Hac Vice
hmichael@brinkshofer.com
BRINKS HOFER GILSON & LIONE, P.C.
455 North Cityfront Plaza Drive, Suite 3600
Chicago, Illinois 60611-5599
Telephone: 312/321-4200
Facsimile: 312/321-4299

ATTORNEYS FOR DEFENDANT
YAHOO! INC.

CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of October, 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following counsel of record:

Counsel for Plaintiff:

Mr. Ted D. Lee
Gunn & Lee, P.C.
700 North St. Mary's Street, Suite 1500
San Antonio, Texas 78205

Counsel for Defendant Thought Convergence, Inc.:

Mr. George A. Yuhas
Orrick, Herrington & Sutcliffe LLP
The Orrick Building
405 Howard Street
San Francisco, California 94015



Annalyn G. Smith

