IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS VICTORIA DIVISION

HEARTBRAND BEEF, INC.,

Plaintiff,

V.

CIVIL ACTION NO. 6:08-cv-00062

LOBEL'S OF NEW YORK, LLC,

WORLDWIDE MEDIA, INC.,

THOUGHT CONVERGENCE, INC.

AND YAHOO! INC.,

\$

Defendants.

ORDER GRANTING DEFENDANT YAHOO! INC.'S MOTION FOR LEAVE TO FILE DEFENDANT'S REPLY TO PLAINTIFF'S RESPONSE TO MOTION TO DISMISS

On this day came on to be considered Defendant Yahoo! Inc.'s Motion for Leave to File Defendant Yahoo! Inc.'s Reply to Plaintiff's Response to Defendant Yahoo! Inc.'s Motion to Dismiss. Having considered the motion, the Court is of the opinion that is should be granted.

It is according ORDERED that Defendant Yahoo! Inc.'s Reply to Plaintiff's Response to Defendant Yahoo! Inc.'s Motion to Dismiss be and is hereby GRANTED and said Reply is hereby filed as of this date.

Signed this 3 day of November, 2008

NITED STATES DISTRICT JUDGE