

**AMENDED CERTIFICATE OF CONFERENCE
TO MOTION FOR LEAVE TO FILE SEPARATE RESPONSES
TO EMI's MOTION TO DISMISS**

The undersigned hereby certifies that he attempted to obtain the agreement of opposing counsel to this motion via email. But opposing counsel denied the request.




Daniel R. Castro

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of this pleading was filed with the Clerk of the Court using CM/ECF system, which will send a notification of a Notice of Electronic Filing to the following counsel of record on December 15, 2010:

| | |
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| | William G. Barber Pirkey Barber, LLP 600 Congress Avenue, Suite 2120 Austin, Texas 78701 |
|--|---|



Daniel R. Castro

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

Daniel R. Castro
Plaintiff

v.

ENTREPRENEUR MEDIA, INC.
Defendant

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**CIVIL ACTION NO:
A:10-CA-695-LY**

**ORDER GRANTING CASTRO’S MOTION TO FILE SEPARATE RESPONSES
TO EMI’S RULE 12(b)(6) MOTION TO DISMISS**

Before the Court is Plaintiff’s Motion to File Separate Responses to Defendant’s Partial Motion to Dismiss Under Federal Rule of Civil Procedure 129(b)(6). The Court having considered the motion, and all responsive pleadings, is of the opinion that the Motion should be granted.

ACCORDINGLY, IT IS ORDERED that Plaintiff is allowed to file five separate briefs in response to EMI’s Motion to Dismiss.

Signed and executed this ____ day of December 2010.

The Honorable Lee Yeakel