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

DANIEL R. CASTRO, Plaintiff,)) Cause No. 1-10-CV-000695-LY
v.) Hon. Lee Yeakel
ENTREPRENEUR MEDIA, INC., Defendant.))
)
ENTREPRENEUR MEDIA, INC., Counterclaimant,)
v.)
DANIEL R. CASTRO, Counterdefendant.))
Coumerderendani.)

DEFENDANT'S UNOPPOSED MOTION FOR LEAVE TO FILE OPPOSITION IN EXCESS OF PAGE LIMIT

Defendant and Counterclaimant Entrepreneur Media, Inc. ("Defendant") moves for leave to file its Combined Opposition to Plaintiff's Motions to Dismiss ("Opposition"), which is in excess of the 10-page limitation set forth in the Local Rule CV-7(d). Defendant requires a moderate number of additional pages to address the numerous issues raised in Plaintiff's Rule 12(b)(1) and 12(b)(6) Motions to Dismiss. Because Defendant has chosen to combine its Oppositions in the interests of efficiency, Defendant requests a total of 16 pages for its Opposition.

CERTIFICATE OF CONFERENCE

Prior to filing this motion, counsel for Defendant conferred by email with Plaintiff concerning this motion. Plaintiff does not oppose the motion.

Respectfully submitted,

Dated: June 23, 2011

By: /s/ William G. Barber William G. Barber PIRKEY BARBER LLP Texas State Bar No. 01713050 600 Congress Avenue, Suite 2120 Austin, TX 78701 (512) 322-5200 / (512) 322-5201 Fax

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Attorneys for Defendant/Counterclaimant ENTREPRENEUR MEDIA, INC.

CERTIFICATE OF SERVICE

I hereby certify that on June 23, 2011, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

Daniel R. Castro CASTRO & BAKER, LLP 7800 Shoal Creek Blvd., Suite 100N Austin, TX 78757

> /s/ William G. Barber William G. Barber