

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
(Alexandria Division)

ROSETTA STONE LTD.

Plaintiff,

v.

GOOGLE INC.

Defendant.

CIVIL ACTION NO. 1:09cv736  
(GBL / TCB)

**ORDER**

UPON CONSIDERATION OF the parties' Consent Motion to Alter or Amend Deadlines, it is hereby

ORDERED that the Consent Motion to Alter or Amend Deadlines is **GRANTED**; and it is hereby further

ORDERED that the Joint Discovery Plan (Dkt. No. 247) and corresponding Scheduling Order (Dkt. No. 248) shall be amended as follows

**4. Motions in Limine.**

- a. Google intends to file motions in limine based on the historical record to clarify the scope of the case eligible to go to the jury; Google believes that these rulings may later justify a motion for summary judgment on some or all of Rosetta Stone's claims in view of intervening legal developments. Rosetta Stone believes that all motions in limine should be filed at the same time shortly before trial as set forth in paragraph 4(b). Subject to and without waiving Rosetta Stone's arguments regarding any such motions filed by Google, the parties have agreed to the following schedule:

- i. Motions shall be filed by **August 15, 2012.**
- ii. Oppositions shall be filed by **August 24, 2012.**
- iii. Replies, if any, shall be filed by **August 29, 2012.**
- iv. Motions shall be noticed for hearing on **August 31, 2012 at**  
**10:00 a.m.**

It is further ORDERED that, all other deadlines will remain unchanged; and it is hereby further

ORDERED that each of the parties shall deliver to chambers two (2) courtesy copies of its Motion in Limine and its briefs relating thereto.

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United States District Judge