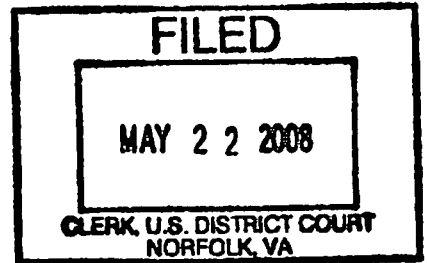


UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION



-----X

BID FOR POSITION, LLC,

Plaintiff,

-v-

AOL, LLC, GOOGLE, INC., MICROSOFT CORP.
and MIVA, INC.

Defendant.

-----X

CIVIL ACTION NO. 2:07-CV-582

MIVA, INC.,

Counterclaim Plaintiff,

-v-

BID FOR POSITION, LLC,

Counterclaim Defendant.

-----X

PROPOSED CONSENT ORDER

This matter is before the Court on Defendant and Counterclaim Plaintiff Miva, Inc.'s ("Miva") Fed. R. Civ. P. 15(a) Motion for Leave to File A First Amended Answer, Affirmative Defenses and Counterclaims To Bid For Position's Complaint For Patent Infringement filed on May 20, 2008.

Plaintiff and Counterclaim Defendant Bid For Position, LLC ("Bid For Position") does not oppose Miva's motion.

Finding it in the interests of justice to do so, the Court hereby GRANTS Miva's Motion for Leave to File A First Amended Answer, Affirmative Defenses and Counterclaims To Bid For Position's Complaint For Patent Infringement. Miva is ORDERED to file its First Amended Answer, Affirmative Defenses and Counterclaims within three (3) business days of the entry of this Consent Order. It is further ORDERED that Bid For Position shall plead in response to Miva's First Amended Answer, Affirmative Defenses and Counterclaims To Bid For Position's Complaint For Patent Infringement within ten days thereafter.

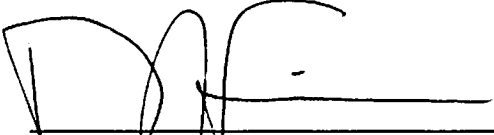
It is so ORDERED.

Entered this 22 day of May, 2008



Jerome B. Friedman
United States District Judge

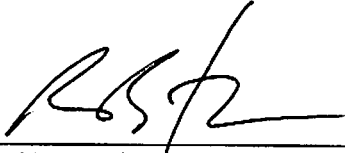
We ask for this:



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