

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION

<hr/>)	
I/P ENGINE, INC.,)	
)	
	Plaintiff,)	
	v.)	Civ. Action No. 2:11-cv-512
)	
AOL, INC. et al.,)	
)	
	Defendants.)	
<hr/>)	

**PLAINTIFF I/P ENGINE’S MOTION TO SHORTEN
GOOGLE’S TIME TO RESPOND TO I/P ENGINE’S MOTION TO COMPEL
DEFENDANT GOOGLE INC.’S CUSTODIAL DOCUMENT PRODUCTION**

Plaintiff I/P Engine, Inc. (“I/P Engine”) moves to shorten Google’s time to respond to I/P Engine’s Motion to Compel Defendant Google Inc.’s Custodial Document Production.

I/P Engine, Inc. (“I/P Engine”) served its initial document requests upon Defendant Google Inc. (“Google”) more than six months ago, on November 7, 2011. On April 9, 2012, Google for the first time identified a target date for the production of those documents: June 15, 2012 – more than eight months after service of I/P Engine’s document requests. Google’s delays, and its proposed production date, are unreasonable, reflect a disregard for discovery procedures in this judicial district, and create tremendous prejudice for I/P Engine. I/P Engine’s Motion to Compel requests relief from the Court to address these delays and time is of the essence.

In an effort to expedite the briefing process for I/P Engine’s Motion to Compel and for the reasons set forth in the accompanying Memorandum in Support of Plaintiff I/P Engine’s Motion to Shorten Google’s Time to Respond to I/P Engine’s Motion to Compel, I/P Engine

respectfully requests this Court require Google to respond to I/P Engine's Motion to Compel on or before April 18, 2012.

Dated: April 11, 2012

By: /s/ Jeffrey K. Sherwood
Donald C. Schultz (Virginia Bar No. 30531)
W. Ryan Snow (Virginia Bar No. 47423)
CRENSHAW, WARE & MARTIN PLC
150 West Main Street
Norfolk, VA 23510
Telephone: (757) 623-3000
Facsimile: (757) 623-5735

Jeffrey K. Sherwood (Virginia Bar No. 19222)
Frank C. Cimino, Jr.
Kenneth W. Brothers
DeAnna Allen
Charles J. Monterio, Jr.
DICKSTEIN SHAPIRO LLP
1825 Eye Street, NW
Washington, DC 20006
Telephone: (202) 420-2200
Facsimile: (202) 420-2201

Counsel for Plaintiff I/P Engine, Inc.

CERTIFICATE OF GOOD FAITH

In accordance with Local Rule 37(E), I certify that counsel conferred in good faith to resolve this dispute prior to the filing of the present Motion. Counsel's meet-and-confer efforts are set forth in I/P Engine's accompanying memorandum. Counsel, in good faith, tried to reach out to Google's counsel by leaving two phone messages and sending one email over the past two days. Google's counsel has not yet responded.

/s/Kenneth W. Brothers
Kenneth W. Brothers

CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of April, 2012, the foregoing **PLAINTIFF I/P ENGINE'S MOTION TO SHORTEN GOOGLE'S TIME TO RESPOND TO I/P ENGINE'S MOTION TO COMPEL DEFENDANT GOOGLE INC.'S CUSTODIAL DOCUMENT PRODUCTION**, was served via the Court's CM/ECF system, on the following:

Stephen Edward Noona
Kaufman & Canoles, P.C.
150 W Main St
Suite 2100
Norfolk, VA 23510
senoona@kaufcan.com

David Bilsker
David Perlson
Quinn Emanuel Urquhart & Sullivan LLP
50 California Street, 22nd Floor
San Francisco, CA 94111
davidbilsker@quinnemanuel.com
davidperlson@quinnemanuel.com

Robert L. Burns
Finnegan, Henderson, Farabow, Garrett & Dunner, LLP
Two Freedom Square
11955 Freedom Drive
Reston, VA 20190
robert.burns@finnegan.com

Cortney S. Alexander
Finnegan, Henderson, Farabow, Garrett & Dunner, LLP
3500 SunTrust Plaza
303 Peachtree Street, NE
Atlanta, GA 94111
cortney.alexander@finnegan.com

/s/ Jeffrey K. Sherwood _____