UNITED STATES DISTRICT COURT EASTERN DISTRICT OF VIRGINIA NORFOLK DIVISION

I/P ENGINE, INC.

Plaintiff,

v.

Civil Action No. 2:11-cv-512

AOL, INC., et al.,

Defendants.

CONSENT MOTION AND MEMORANDUM IN SUPPORT OF CONSENT MOTION FOR EXTENSION OF PAGE LIMIT FOR BRIEFING SUMMARY JUDGMENT MOTION

Defendants Google Inc., Target Corporation, IAC Search & Media, Inc., Gannet Co., Inc. and AOL Inc. (collectively "Defendants"), by counsel, move this Court for an extension of the page limit set forth in Rule 7 of the Local Rules of Practice for the United States District Court for the Eastern District of Virginia ("Local Rules of Practice") in connection with an anticipated motion for summary judgment ("Motion for Extension of Page Limits"), and in support thereof states as follows:

- 1. The Defendants anticipate filing a motion for summary judgment in the referenced matter. Pursuant to Rule 7 of the Local Rules of Practice, moving and opposition briefs are limited to 30 pages.
- 2. In light of the complex issues involved in the motion, the Defendants have requested and the Plaintiff has agreed to allow Defendants an additional 10 pages in connection

with the briefing of its motion for summary judgment. The Plaintiff will also be allowed an additional 10 pages in its opposition.

3. A proposed Agreed Order granting the request for an extension of the page limitation is attached as **Exhibit 1.** The parties are circulating a copy of the proposed Order for execution. Once the proposed Order is fully executed, the parties will file it with the Court for consideration.

WHEREFORE, the Defendants, by counsel, request that this Court enter the proposed Order attached as Exhibit 1 granting an extension of the page limitations imposed by Local Rule 7 in connection with the Defendants' motion for summary judgment.

DATED: August 29, 2012

/s/ Stephen E. Noona

Stephen E. Noona Virginia State Bar No. 25367 KAUFMAN & CANOLES, P.C. 150 West Main Street, Suite 2100 Norfolk, VA 23510 Telephone: (757) 624.3000

Facsimile: (757) 624.3169 senoona@kaufcan.com

David Bilsker
David A. Perlson
QUINN EMANUEL URQUHART &
SULLIVAN, LLP
50 California Street, 22nd Floor
San Francisco, California 94111
Telephone: (415) 875-6600
Facsimile: (415) 875-6700
davidbilsker@quinnemanuel.com
davidperlson@quinnemanuel.com

Counsel for Google Inc., Target Corporation, IAC Search & Media, Inc., and Gannet Co., Inc.

By: /s/ Stephen E. Noona

Stephen E. Noona

Virginia State Bar No. 25367

KAUFMAN & CANOLES, P.C.

150 W. Main Street, Suite 2100

Norfolk, VA 23510

Telephone: (757) 624-3000 Facsimile: (757) 624-3169

Robert L. Burns

FINNEGAN, HENDERSON, FARABOW, GARRETT &

DUNNER, LLP

Two Freedom Square

11955 Freedom Drive

Reston, VA 20190

Telephone: (571) 203-2700 Facsimile: (202) 408-4400

Cortney S. Alexander

FINNEGAN, HENDERSON, FARABOW, GARRETT &

DUNNER, LLP

3500 SunTrust Plaza

303 Peachtree Street, NE

Atlanta, GA 94111

Telephone: (404) 653-6400

Facsimile: (415) 653-6444

Counsel for Defendant AOL, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on August 29, 2012, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

Jeffrey K. Sherwood Kenneth W. Brothers DICKSTEIN SHAPIRO LLP 1825 Eye Street NW Washington, DC 20006 Telephone: (202) 420-2200 Facsimile: (202) 420-2201 sherwoodj@dicksteinshapiro.com brothersk@dicksteinshapiro.com

Donald C. Schultz W. Ryan Snow Steven Stancliff CRENSHAW, WARE & MARTIN, P.L.C. 150 West Main Street, Suite 1500 Norfolk, VA 23510 Telephone: (757) 623-3000 Facsimile: (757) 623-5735 dschultz@cwm-law.cm wrsnow@cwm-law.com sstancliff@cwm-law.com

Counsel for Plaintiff, I/P Engine, Inc.

/s/ Stephen E. Noona

Stephen E. Noona Virginia State Bar No. 25367 KAUFMAN & CANOLES, P.C. 150 West Main Street, Suite 2100 Norfolk, VA 23510

Telephone: (757) 624.3000 Facsimile: (757) 624.3169 senoona@kaufcan.com

11902968v1