

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

I/P ENGINE, INC.

Plaintiff,

v.

AOL INC., *et al.*,

Defendants.

Civil Action No. 2:11-cv-512

**JOINT MOTION AND MEMORANDUM IN SUPPORT OF JOINT MOTION FOR
EXTENSION OF TIME TO FILE RESPONSES AND REPLIES TO POST-JUDGMENT
MOTIONS FILED BY THE PARTIES**

The Defendants AOL Inc. (“AOL”), IAC Search & Media, Inc. (“IAC Search & Media”), Gannett Co., Inc. (“Gannett”), Target Corporation (“Target”), and Google Inc. (“Google”) (collectively “Defendants”), and the Plaintiff, I/P Engine, Inc. (“I/P Engine”), by counsel, pursuant to Rule 7 of the Local Rules of Practice for the United States District Court for the Eastern District of Virginia, jointly move this Court for entry of an order granting the parties an extension of time to file both opposition briefs to and reply briefs in support of the various post-judgment motions filed by the parties, and in support thereof state as follows:

1. On December 18, 2012, the parties filed the following post-judgment motions (collectively, “Post-Judgment Motions”):

A. By Defendants:

- Renewed Motion for Judgment as a Matter of Law on Invalidity or New Trial (Dkt. 820);
- Renewed Motion for Judgment as a Matter of Law on Non-Infringement or New Trial (Dkt. 831); and

- Renewed Motion for Judgment as a Matter of Law on Damages or a New Trial (Dkt. 833);

B. By Plaintiff:

- Motion for an Award of Post-Judgment Royalties by I/P Engine, Inc. (Dkt. 822)¹;
- Motion for New Trial on the Dollar Amount of Past Damages by I/P Engine, Inc. (Dkt. 825);
- Motion for Judgment under Rule 52(B) and a New Trial under Rule 59 by I/P Engine, Inc. (Dkt. 835).

Under Local Rule 7 and Fed. R. Civ. P. 6, Oppositions to the Post-Judgment Motions are due on or before January 3, 2013, and Reply Briefs in Support of the Post-Judgment Motions are due on or before January 10, 2013.

2. Because of the interceding holidays, the parties have agreed to extend the date to file oppositions to Post-Judgment Motions through and including January 25, 2013, and the date to file Reply Briefs in Support of the Post-Judgment Motions through and including February 15, 2013.

3. Granting these extensions will not prejudice the Court or the parties and will allow a more orderly presentation of pleadings on the Post-Judgment Motions.

4. Attached as **Exhibit 1** is a proposed agreed order granting the jointly requested extensions.

WHEREFORE, the parties, by counsel, jointly request that this Court enter the proposed agreed order attached as **Exhibit 1** granting the parties through and including January 25, 2013, and the date to file Reply Briefs in Support of the Post-Judgment Motions through and including February 15, 2013.

¹ Defendants plan to file a separate motion seeking a postponement of resolution and briefing on Plaintiff's Motion for an Award of Post-Judgment Royalties and/or enlargement of time to respond. I/P Engine intends to oppose that motion.

Dated: December 21, 2012

Respectfully submitted,

/s/ Stephen E. Noona

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CERTIFICATE OF SERVICE

I hereby certify that on December 21, 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:

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