

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

**MOTION AND MEMORANDUM IN SUPPORT OF MOTION TO EXPEDITE
BRIEFING ON MOTION TO COMPEL DEPOSITION OF DR. BECKER**

Defendants Google Inc., Target Corporation, IAC Search & Media, Inc., Gannett Co., Inc., and AOL Inc. (collectively, “Defendants”), by counsel, move this Court to expedite the briefing on Defendants’ Motion to Compel Deposition of Dr. Becker (D.N. 856) and in support thereof, state as follows:

1. Defendants’ Opposition to Plaintiff’s Motion for an Award of Post-Judgment Royalties currently must be filed by January 25, 2013. Defendants’ Motion to Compel Deposition of Dr. Becker requests that Plaintiff be compelled to make Dr. Becker available for deposition, and at minimum that the deadline for Defendants’ opposition to Plaintiff’s Motion for an Award of Post-Judgment Royalties be postponed until no earlier than seven days after Dr. Becker’s deposition.

2. As a result, Defendants request that the Court issue an order expediting the briefing schedule for the briefing on Defendants’ Motion to Compel the Deposition of Dr. Becker. Defendants request that the Proposed Order attached as Exhibit 1 be entered expediting that briefing as follows:

- Plaintiff shall respond to Defendants' Motion to Compel Deposition of Dr. Becker on or before January 18, 2013; and
- Defendants' Reply Brief in Support of Defendants' Motion to Compel Deposition of Dr. Becker shall be filed on or before January 22, 2013.

3. Pursuant to Local Rule 37(E), counsel have attempted in good faith to resolve the foregoing dispute.

WHEREFORE, Defendants request that this Court expedite the briefing of Defendants' Motion to Compel Deposition of Dr. Becker (D.N.____) to require the parties to fully brief the motion by January 22, 2013, with Plaintiff's opposition due on January 18, 2013, and Defendants' reply brief due on January 22, 2013.

DATED: January 16, 2013

/s/ Stephen E. Noona

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CERTIFICATE OF SERVICE

I hereby certify that on January 16, 2013, 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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