

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

INTEL CORPORATION)	Civil Action No. 2:09-CV-184
Plaintiff,)	
v.)	Hon. T. John Ward
)	
WI-LAN, INC.)	Jury Trial Requested
Defendant.)	
)	

JOINT MOTION TO CONSOLIDATE

Intel Corporation (“Intel”) and Wi-LAN, Inc. (“Wi-LAN”) hereby submit this Joint Motion to Consolidate. The parties request that the Court consolidate the instant action, *Intel Corporation v. Wi-LAN, Inc.*, No. 2:09-cv-184, which was transferred from the Northern District of California on June 9, 2009 (No. 5:08-cv-4555), with *Wi-Lan v. Acer, et al.*, 2:07-cv-00473 and *Wi-Lan v. Westell, et al.*, 2:07-cv-00474, which are currently pending in this Court before Judge Ward. These actions involve claims related to patent U.S. Patent No. 6,549,759 (“759 patent”). As such, the parties respectfully request that the Court consolidate *Intel Corporation v. Wi-Lan, Inc.*, No. 2:09-cv-184, with *Wi-Lan v. Acer, et al.*, 2:07-cv-00473 and *Wi-Lan v. Westell, et al.*, 2:07-cv-00474.

The instant action, *Intel Corporation v. Wi-Lan, Inc.*, No. 2:09-cv-184, is currently set for Status Conference before the Court on Monday, December 14, 2009. Both parties request that the Court remove this case from the docket for that Conference. Counsel for Intel has conferred with the Court and the Court is not opposed to removing the case from the docket pending the filing of this motion.

<p>Dated: December 13, 2009</p>	<p>RESPECTFULLY SUBMITTED,</p> <p><i>/s/ Adam Alper with permission by Robert M. Parker</i></p> <p>Adam Alper Kirkland & Ellis 555 California St. San Francisco, CA 94104-1501 Telephone: (415) 439-1400 Facsimile: (415) 439-1500 aalper@kirkland.com</p> <p>Robert M. Parker Parker, Bunt & Ainsworth, PC 100 E. Ferguson, Suite 1114 Tyler, TX 75702 Telephone: (903) 531-3535 Facsimile: (903) 533-9687 rmparker@pbatyler.com</p> <p>ATTORNEYS FOR PLAINTIFF INTEL CORPORATION</p>
	<p><i>/s/ Samuel F. Baxter with permission by Robert M. Parker</i></p> <p>Samuel Franklin Baxter McKool Smith - Marshall P O Box O 104 East Houston St., Suite 300 Marshall, Texas 75670 Telephone: (903) 923-9000 Facsimile: (903) 923-9099 sbaxter@mckoolsmith.com</p> <p>Robert A Cote McKool Smith - New York One Bryant Park, 47th Floor New York, New York 10036 Telephone: (212) 402-9495 Facsimile: (212) 402 9444 rcote@mckoolsmith.com</p> <p>ATTORNEYS FOR DEFENDANT Wi-LAN, INC.</p>

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record, who are deemed to have consented to electronic service are being served this 13th day of December, 2009, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

/s/ Robert M. Parker _____
Robert M. Parker