

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

WI-LAN, INC.	§	CIVIL ACTION NO. 2:07-CV-473-TJW
	§	
v.	§	
	§	Consolidated with:
ACER, INC., et al.,	§	
	§	
	§	
WI-LAN, INC.	§	CIVIL ACTION NO. 2:07-CV-474-TJW
	§	
v.	§	
	§	Jury Trial Requested
	§	
WESTELL TECHNOLOGIES, INC., et al.	§	

**JOINT MOTION FOR EXTENSION OF TIME
TO FILE PROPOSED AGREED ORDER**

Plaintiff and Defendants jointly move the Court for an extension of time to file the agreed order described in the Court’s Order dated June 17, 2010, Dkt. No. 524, and for their Motion would respectfully show the Court the following:

At a hearing on June 15, 2010, the parties represented to the Court that they had reached agreement as to a number of motions and matters and read that agreement into the record. Dkt. Nos. 518, 531. On June 17, 2010, the Court ordered the parties to reduce their agreement to writing and submit an agreed order for adoption by the Court on June 28, 2010 (“within 10 days from date of this order”). Dkt. No. 524. The parties have been diligently preparing the agreed order, and meeting and conferring, but have not fully or finally addressed all of the issues due to the previously scheduled vacation of Sam Baxter (counsel for Wi-LAN) and previously scheduled medical procedures of Darryl Burke (counsel for Wi-LAN), both of whom had

participated in the original negotiations that led to the agreement announced on the record on June 15, 2010.

Plaintiff and Defendants respectfully request an extension of time to file the proposed agreed order until, and including, July 9, 2010, to permit the parties additional time to reach final written agreement with the participation of Sam Baxter and Darryl Burke.

WHEREFORE, ABOVE PREMISES CONSIDERED, Plaintiff and Defendants respectfully request that their Motion be granted, and that the deadline to file the agreed order contemplated in Dkt. No. 524 be extended from June 28, 2010, to and including July 9, 2010.

Date: June 28, 2010.

Respectfully submitted,

By: /s/ Sam F. Baxter

Sam F. Baxter
TX State Bar No. 01938000
MCKOOL SMITH, P.C.
104 East Houston Street, Suite 300
Marshall, Texas 75670
(903) 923-9000
(903) 923-9099 FAX
sbaxter@mckoolsmith.com

Robert A. Cote
NY State Bar No. 2331957
MCKOOL SMITH, P.C.
One Bryant Park, Suite 740
New York, New York 10036
(212) 402-9400
(212) 402-9444 FAX
rcote@mckoolsmith.com

**ATTORNEYS FOR PLAINTIFF
WI-LAN, INC.**

By: /s/ Harry L. Gillam, Jr. with permission

Harry L. Gillam, Jr.
State Bar No. 07921800
GILLAM & SMITH, LLP
303 S. Washington Avenue
Marshall, TX 75670
(903) 934-8450
(903) 934-9257 FAX
gillam@gillamsmithlaw.com

Adam R. Alper
KIRKLAND & ELLIS LLP - CALIFORNIA
555 California St., Floor 18
San Francisco, CA 94104
(415) 439-1876
(415) 439-1500 FAX
adam.alper@kirkland.com

Robert M. Parker
R. Christopher Bunt
Charles Ainsworth
PARKER BUNT & AINSWORTH
100 E. Ferguson, Suite 1114
Tyler, Texas 75702
(903) 531-3535
(903) 533-9687 FAX

**ATTORNEYS FOR DEFENDANT
INTEL CORPORATION AND ON BEHALF
OF THE REMAINING DEFENDANTS**

CERTIFICATE OF SERVICE

I hereby certify that counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the court's CM/ECF system per Local Rule CV-5(a)(3), on this the 28th day of June, 2010.

/s/ Sam F. Baxter

Sam F. Baxter