

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

TIVO INC., a Delaware corporation,

Plaintiff,

v.

1. DISH NETWORK CORPORATION, a Nevada corporation,  
2. ECHOSTAR DBS CORPORATION, a Colorado corporation,  
3. ECHOSTAR TECHNOLOGIES CORPORATION, a Texas corporation,  
4. ECHOSPHERE L.L.C., a Colorado limited liability company, and  
5. ECHOSTAR SATELLITE LLC, a Colorado limited liability company, and  
6. ECHOSTAR CORPORATION, a Nevada corporation,

Defendants.

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AND RELATED COUNTERCLAIMS

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Case No. 2-04-CV-01 DF (Judge Folsom)

**UNOPPOSED MOTION FOR LEAVE  
TO FILE BRIEFS ON SANCTIONS IN  
EXCESS OF PAGE LIMITS**

**TIVO'S UNOPPOSED MOTION FOR LEAVE TO FILE BRIEFS ON SANCTIONS  
IN EXCESS OF PAGE LIMITS**

Pursuant to the Court's June 2, 2009 Order [Docket #930], TiVo's Motion and Opening Brief on Sanctions is due on June 26, 2009. EchoStar's Responsive Brief on Sanctions is due on July 10, 2009. *Id.* Local Rule CV-7(a)(2) specifies that non-dispositive motions and oppositions to non-dispositive motions shall not exceed fifteen pages. Because the parties need additional space to present information to the Court on appropriate sanctions based on the Court's contempt finding, TiVo respectfully requests that the parties be allowed to submit an opening brief and a responsive brief that are twenty pages long.

TiVo has conferred with EchoStar regarding this motion and EchoStar does not oppose an extension of the page limits from fifteen to twenty pages.

In light of the foregoing, TiVo respectfully requests that the Court grant this motion, by permitting the parties an additional five pages for the opening and responsive briefs on sanctions.

Dated: June 19, 2009

Respectfully submitted,

By:  /s/ Christine Byrd

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**CERTIFICATE OF SERVICE**

This is to certify that a copy of the foregoing document was served on all parties by electronic filing and service on this the 19th day of June 2009.

/s/ Christine Byrd

Christine Byrd

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Case No. 2-04-CV-01 DF (Judge Folsom)

**[PROPOSED] ORDER GRANTING TIVO'S UNOPPOSED MOTION FOR LEAVE TO FILE BRIEFS ON SANCTIONS IN EXCESS OF PAGE LIMIT**

The Court, having considered Plaintiff TiVo Inc.'s Unopposed Motion For Leave To File Briefs on Sanctions In Excess of Page Limits, and being fully advised in the matter, hereby orders that TiVo's Unopposed Motion is GRANTED, and orders that the parties may file opening and responsive briefs on sanctions five pages in excess of the page limit.