

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

DANIEL WALLACE,)	
)	
Plaintiff,)	
)	
v.)	
)	Cause No. 1:05-cv-678-SEB-VSS
INTERNATIONAL BUSINESS MACHINES)	
CORPORATION, RED HAT, INC., and NOVELL,)	
INC.,)	
)	
Defendants.)	

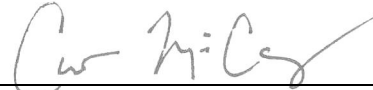
UNOPPOSED MOTION FOR EXTENSION OF TIME

Defendants Red Hat, Inc. ("Red Hat"), and Novell, Inc. ("Novell"), respectfully request a three (3) day extension of time in which to file their Reply Brief in further support of their Motion to Dismiss. In support of their Motion, Red Hat and Novell would show the Court:

1. Pursuant to the Local Rule 7.1 and Rule 6(a) of the Federal Rules of Civil Procedure, the Reply Brief of Red Hat and Novell is due on or before August 29, 2005, and this time has not yet expired.
2. Due to the press of other business, undersigned counsel reasonably requires a three (3) day extension of time, to and including September 1, 2005, in which to prepare and file the Reply Brief of Red Hat and Novell.
3. This Motion is not made for the purpose of delay, but only for the purpose set out above.
4. Undersigned counsel conferred with Plaintiff, who confirmed that he had no objection to this Motion.

WHEREFORE, Red Hat and Novell pray for the Court to extend the time for their Reply Brief in support of their Motion to Dismiss by three (3) days, to and including September 1, 2005, and for all other necessary and proper relief.

Respectfully submitted,



Philip A. Whistler (#1205-49)

Curtis W. McCauley (#16456-49)

Attorneys for Defendants Red Hat, Inc., and
Novell, Inc.

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CERTIFICATE OF SERVICE

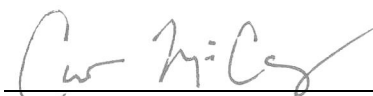
The undersigned hereby certifies that on the 29th day of August 2005, a copy of the foregoing was filed electronically. Notice of this filing will be sent to the following parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

Michael Gottschlich
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The undersigned hereby certifies that on the 29th day of August 2005, a copy of the foregoing has been deposited in the U.S. mail, first class postage prepaid, addressed to:

Daniel Wallace
P.O. Box 572
New Palestine, IN 46163



Curtis W. McCauley

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