## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO

REALTIME ADAPTIVE STREAMING LLC	)	
Plaintiff,	)	Case: 1:17-cv-02692-RBJ
V.	)	Case. 1.17-cv-02092-RDJ
POLYCOM, INC.,	)	JURY TRIAL DEMANDED
Defendant.	)	

## DEFENDANT POLYCOM'S THIRD UNOPPOSED MOTION FOR EXTENSION OF TIME TO ANSWER OR OTHERWISE RESPOND TO PLAINTIFF'S ORIGINAL COMPLAINT

Defendant Polycom, Inc. ("Polycom"), by and through its undersigned counsel, respectfully moves for a third unopposed extension of time in which to respond to Plaintiff Realtime Adaptive Streaming, LLC's ("Realtime") Complaint, up to and including March 2, 2018. In support of this Motion, Polycom states

- 1. Realtime filed its Complaint on November 10, 2017. For the purposes of this Motion, Polycom accepts that it was served with the Complaint on December 4, 2017, making its response due on December 26, 2107. [Doc. No. 1]
- 2. On December 21, 2017 Polycom requested and the Court granted an Unopposed Motion for Extension of Time to Answer or Otherwise Respond to Plaintiff's Original Complaint. [Doc. Nos. 15 and 16 respectively]
- 3. On January 22, 2018 Polycom requested and the Court granted Polycom's Second Unopposed Motion for Extension of Time to Answer or Otherwise Respond to Plaintiff's Original Complaint. [Doc. Nos. 22 and 23 respectively]
- 4. On February 5, 2018 Polycom engaged the undersigned counsel to represent it in the instant action.



- 5. Additional time is required to allow the undersigned counsel, who have filed their appearances today, time to review and otherwise become familiar with the case and coordinate a response.
- 6. Pursuant to D.C.COLO.LCivR 7.1(a), on February 7, 2018, Counsel for Polycom conferred with Counsel for Realtime regarding this request. Counsel for Realtime has indicated that it consents to the relief requested, subject to the Court's approval.
- 7. Therefore, Polycom requests an extension of an additional twenty-one (21) days to respond to the Complaint, up to and including March 2, 2018. This is Polycom's third requested extension of time for its response to Realtime's Complaint.
- 8. The requested extension of time is not presented for purposes of delay, and it is believed that neither the Court nor Realtime will be prejudiced by the requested extension.
- 9. Pursuant to D.C.COLO.LCivR 6.1(c), counsel for Defendant certifies that a copy of this motion was served on Defendant contemporaneously with the filing of this motion.

WHEREFORE, Polycom respectfully requests that the Court grant the requested third extension of time within which Polycom may answer or otherwise respond to Realtime's Complaint, up to and including March 2, 2018.



## **CERTIFICATE OF CONFERENCE**

Pursuant to D.C.COLO.LCivR 7.1, the undersigned counsel for Polycom certifies that they have conferred with counsel for Realtime regarding the relief requested in this motion, and counsel for Realtime have notified counsel for Polycom that they do not oppose the relief sought by this motion.

Dated: February 8, 2018

Respectfully submitted,

ERISE IP, P.A.

/s/ Kelly R. Hughes

Kelly R. Hughes

Abran J. Kean (EOA to be filed)

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Counsel for Defendant Polycom, Inc.



## **CERTIFICATE OF SERVICE**

I hereby certify that on February 8, 2018, I electronically filed a true and correct copy of the foregoing with the Clerk of Court using the Court's CM/ECF System, which will send electronic notification of such filing to counsel of record.

I further certify that a true and correct copy of the foregoing was served upon Defendant Polycom, Inc. by email, pursuant to D.C.COLO.LCivR 6.1(c).

/s/ Kelly R. Hughes
Kelly R. Hughes

Counsel for Defendant Polycom, Inc.

