

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

EMERSON ELECTRIC CO., FISHER-
ROSEMOUNT SYSTEMS, INC., and
ROSEMOUNT INC.,

Plaintiffs,

v.

SIPCO LLC, and
IP CO., LLC (d/b/a INTUS IQ)

Defendants.

Civil Action No. 1:13-cv-02528-AT

Declaratory Judgment
Patent

**PLAINTIFFS' UNOPPOSED MOTION FOR A SECOND EXTENSION OF
TIME FOR DEFENDANTS TO RESPOND TO THE COMPLAINT**

Plaintiffs Emerson Electric Co., Fisher-Rosemount Systems, Inc., and Rosemount Inc. (collectively, "Emerson" or "Plaintiffs") hereby file this second motion for a 60-day extension of time for the Defendants to answer or otherwise respond to the complaint. Defendants support this motion. (*See* Petite Decl., ¶3).

Currently, the due date for the Defendants to answer or otherwise respond to the complaint is February 26, 2014. Plaintiffs and Defendants have been and continue to be involved in licensing discussions that, if successful, will settle the present action. (*See* Petite Decl., ¶¶2, 4; Groves Decl., ¶¶2-3). The parties have made significant progress on the terms of the agreement. But additional issues

remain to be resolved. (See Petite Decl., ¶4; Groves Decl., ¶3). To allow more time for an agreement to be reached, Plaintiffs request a 60-day extension of the date by which Defendants must answer. If the present motion is granted, the new due date will be April 27, 2014.

Dated: February 11, 2014

By: /s/ **Damon J. Whitaker** _____

William V. Custer
Georgia Bar No. 202910
bill.custer@bryancave.com
Damon J. Whitaker
Georgia Bar No. 752722
damon.whitaker@bryancave.com
BRYAN CAVE, LLP
One Atlantic Center, Fourteenth Floor
1201 W. Peachtree St., N.W.
Atlanta, Georgia 30309
Tel: 404-572-6828
Fax: 404-420-0828

-Admitted Pro Hac Vice-
Donald L. Jackson
James D. Berquist
J. Scott Davidson
Gregory A. Krauss
**DAVIDSON BERQUIST JACKSON &
GOWDEY, LLP**
4300 Wilson Blvd., Suite 700
Arlington, Virginia 22203
Telephone: (703) 894-6400
Facsimile: (703) 894-6430
djackson@dbjg.com
jberquist@dbjg.com
sdavidson@dbjg.com

gkrauss@dbjg.com

Attorneys for Plaintiffs
EMERSON ELECTRIC CO., FISHER-
ROSEMOUNT SYSTEMS, INC. and
ROSEMOUNT, INC.

Local Rule 7.1(D) Certification of Compliance

I hereby certify that the foregoing pleading has been prepared with Times New Roman font, 14 point, one of the font and point selections approved by the Court in L.R. 5.1B, N.D. Ga.

/s/ Damon J. Whitaker_____

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing **Plaintiffs' Unopposed Motion for a Second Extension of Time for Defendants to Respond to the Complaint** was served on Defendants via U.S. Mail, postage prepaid, addressed as follows:

SIPCO LLC
c/o Candida Petite, COO
8215 Roswell Road
Building 900, Suite 950
Atlanta, Georgia 30350

IP CO., LLC
c/o Candida Petite, COO
8215 Roswell Road
Building 900, Suite 950
Atlanta, Georgia 30350

This 11th day of February, 2014.

/s/ Damon J. Whitaker_____