

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

CALYPSO WIRELESS, INC.,

Plaintiff,

v.

T-MOBILE USA, INC.,

Defendant.

Case No. 2:08-cv-441-TJW-CE

Jury Trial Demanded

**THIRD UNOPPOSED MOTION TO EXTEND TIME
TO ANSWER OR OTHERWISE RESPOND TO PLAINTIFF'S COMPLAINT**

Defendant T-Mobile USA, Inc., by its attorneys, respectfully requests an extension of time to answer or otherwise respond to the Complaint of Plaintiff Calypso Wireless, Inc. as follows:

1. Plaintiff's Complaint was served on December 9, 2008.
2. Counsel for Defendant requested, and counsel for Plaintiff consented to, a 60-day extension to February 27, 2009 for Defendant to answer or otherwise respond to Plaintiff's Complaint, (D.I. 8), which the Court approved on January 5, 2009, (D.I. 9).
3. Counsel for Defendant requested, and counsel for Plaintiff consented to, an additional 10-day extension to Monday, March 9, 2009, for Defendant to answer or otherwise respond to Plaintiff's Complaint, (D.I. 11), which the Court approved on February 26, 2009. (D.I. 12).

4. Due to scheduling issues of Defendant's counsel, counsel for Defendant has requested, and counsel for Plaintiff has consented to, an additional 7-day extension of time for Defendant to answer or otherwise respond to Plaintiff's Complaint.

5. Accordingly, Defendant hereby makes an unopposed motion to extend its time to answer or otherwise respond to Plaintiff's Complaint by 7 days, to Monday, March 16, 2009. This is the third request for an extension of time to respond to Plaintiff's Complaint.

Dated: March 5, 2009

Respectfully submitted,

/s/Josh A. Krevitt
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*Attorneys for Defendant
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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who have consented to electronic service on March 5, 2009.

/s/Anne Champion

CERTIFICATE OF CONFERENCE

The undersigned certifies that counsel for the Defendant, Benjamin Hershkowitz, met and conferred with counsel for the Plaintiff, E. Armistead Easterby, and obtained his consent to the foregoing motion.

_____/s/Anne Champion