

**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

**SECOND 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 has requested, and counsel for Plaintiff has consented, to an additional 10-day extension for Defendant to answer or otherwise respond to Plaintiff's Complaint.

4. Accordingly, Defendant hereby makes an unopposed motion to extend its time to answer or otherwise respond to Plaintiff's Complaint by 10 days, to Monday, March 9, 2009. This is the second request for an extension of time to respond to Plaintiff's Complaint.

Dated: February 25, 2009

Respectfully submitted,

/s/Josh A. Krevitt
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*Attorneys for Defendant
T-Mobile USA, Inc.*

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 February 25, 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