

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 03-80295-CIV-MIDDLEBROOKS/JOHNSON

EMARKETERSAMERICA.ORG, INC.,
A Florida not-for-profit corporation,

Plaintiff,

v.

SPEWS.ORG d/b/a THE HERMES GROUP;
SPAMHAUS.ORG d/b/a THE SPAMHAUS PROJECT;
CSL GMBH JOKER.COM;
STEVE LINFORD;
JULIAN LINFORD;
ALAN MURPHY;
SUSAN WILSON a/k/a SUSAN GUNN a/k/a SHIKSAA;
STEVEN J. SOBOL;
CLIFTON T. SHARP;
RICHARD C. TIETJENS a/k/a MORLEY DOTES;
ADAM BROWER; and
STEPHEN JOSEPH JARED a/k/a JOE JARED,

Defendants.

**AGREED MOTION FOR EXTENSION OF TIME FOR DEFENDANTS'
TO FURNISH LIST OF EXPERTS**

Defendants Spamhaus.org, Steve Linford, Alan Murphy, Susan Gunn, Steven J. Sobol, Clifton T. Sharp, Richard C. Tietjens, Adam Brower, and Stephen Joseph Jared (collectively the "Defendants") hereby move the Court for an extension of time for the parties to furnish their lists of experts pursuant to this court's May 2, 2203 Order and Notice of Scheduling Conference until the Court rules on Defendants' Request for Order Granting by Default, or in the alternative, Dismissing Case Pursuant to Rule 41(A)(2) and Demand for Attorneys Fees and state as follows:

1. Defendants require additional time to serve its list of experts because it has been dedicating efforts in this case to preparing and serving written discovery requests upon plaintiffs,

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preparing its Motion to Dismiss and, thereafter, Defendants focused efforts on preparing their response to Plaintiff's improper Notice of Voluntary Dismiss with Prejudice.

2. Defendants filed their motion to dismiss on September 2, 2003. Defendants' Request for Order Granting by Default, or in the alternative, Dismissing Case Pursuant to Rule 41(A)(2) and Demand for Attorneys Fees was recently filed on September 19, 2003.

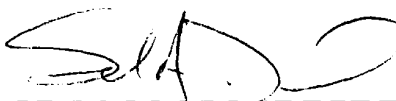
3. Accordingly, Defendants seek additional time to comply with its experts disclosures. Further, because plaintiffs have attempted to dismiss the action and Defendants' pending motions are dispositive of the entire case, Defendants request the Court extend the pretrial deadline for disclosure of experts until 30 days after the Court has ruled on the pending motions to dismiss are resolved.

Certificate of Pre-filing Conference

Pursuant to Local Rule 7.1.A(3)(a), undersigned counsel certifies that he has conferred with counsel for the Plaintiff, Mark Felstein, and the parties have resolved by agreement the issues raised in this motion.

Respectfully submitted, this 22nd day of September, 2003.

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Attorneys For Defendants Spamhaus.org, Steve
Linford, Alan Murphy, Susan Gunn, Steven J.
Sobol, Clifton T. Sharp, Richard C. Tietjens,
Adam Brower, and Stephen Joseph Jared

CERTIFICATE OF SERVICE

This is to certify that I have this 22nd day of September, 2003 served a copy of the foregoing upon the below-listed counsel by U.S. Mail:

Mark E. Felstein
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For Hunton & Williams LLP