

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

EARTHLINK, INC.,)
)
 Plaintiff,)
)
 v.) CASE NO. 1:04-CV-3008 CAP
)
)
 CHRISTINA REESE; YAMBOCS, INC.;)
 ANGELA M. NICKERSON d/b/a)
 YAMBOCS.COM; and JOHN DOES 4-25)
 (the "ASMP Spammers"),)
)
 Defendants.)

PROPOSED ORDER

WHEREFORE Defendants Christina Reese, Angela Nickerson, and YamboCS, Inc. have moved the Court to withdraw their Answer and Counterclaim entitled "Response to Complaint for Injunction and Damages", and

All parties have jointly moved the Court to extend the date by which all Defendants are required to file initial responsive pleadings, so as to facilitate cooperation and ongoing negotiations between Defendants and Plaintiff EarthLink,

IT IS HEREBY ORDERED that Defendants Answer and Counterclaims are withdrawn, and that all defendants shall have to and through **October 28, 2005** to file any initial responsive pleading permitted by the Federal Rules of Civil Procedure.

This ____ day of September, 2005.

Judge Charles A. Pannell, Jr.
United States District Court
Northern District of Georgia,
Atlanta Division