

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION

Righthaven LLC,

Plaintiff,

v.

Dana Eiser,

Defendant.

Civil Action No. 2:10-CV-3075-RMG

**DEFENDANT'S RESPONSE TO
PLAINTIFF'S MOTION TO DISMISS,
OR ALTERNATIVELY STRIKE,
DEFENDANT'S COUNTERCLAIMS**

The Defendant Dana Eiser hereby submits this Response to Plaintiff Righthaven LLC's Motion to Dismiss, or Alternatively Strike, Defendant's Counterclaims. The Plaintiff has informed the Defendant that the Plaintiff intends to submit a motion seeking the approval of this Court to file an Amended Complaint, to which the Defendant has no objection. In reliance on this representation, the Defendant submits this in lieu of a traditional response. As the Defendant will be filing a new Answer and Counterclaims in response to this Amended Complaint, the need for a response to the present Motion is obviated.

s/J. Todd Kincannon

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