

**IN THE UNITED STATES COURT  
WESTERN DISTRICT OF ARKANSAS**

CURTIS J NEELEY JR, MFA

VS

CASE NO. 5:09-cv-05151-JLH

NameMedia Inc.  
Network Solutions Inc.  
Google Inc.

**BRIEF SUPPORTING MOTION FOR SCHEDULING ORDER**

Curtis J Neeley Jr. MFA pursuant to Fed. R. Civ. P. 26 moves the Court for a scheduling order. Plaintiff is unable to use a telephone and take notes due to having only one normal arm. Plaintiff can attend a pretrial conference and will file a separate 26(f) report. Plaintiff does not feel that his physical disabilities would allow teleconferencing to work. When the last amended complaint was filed the Plaintiff agreed for each Plaintiff to have an extra thirty days to answer. One party has already filed harassing answers to the initial complaint. Plaintiff received certified mail attesting to Network Solutions Inc receiving the amended complaint January 25, 2010. Plaintiff would like the Court to allow every Defendant an additional twenty-one days beyond that date. The postal certificate was entered as an exhibit in the undisputable points that support judgment.

Separate Defendant NAMEMEDIA INC is aware that the robots.txt is preventing estimating damages and the Plaintiff knows the action causing Internet Archives of the website to reflect as excluded started late in 2009. The exclusion began after NAMEMEDIA INC became aware it would distress the Plaintiff and for no other purpose than to harass and violate copyrights enumerated in US Title 17 § 106A.

Plaintiff requests that the Court issue an order that each Defendant Council attends pre-trial scheduling meetings so that the Plaintiff will not need to attempt a teleconference like described in R of C P 16(b)(1)(a).

The Plaintiff requests the Court to enter an order that NAMEMEDIA INC be required to stop causing the sleepspot.com website from being excluded by the Internet Archive Inc.

Plaintiff has asked NAMEMEDIA INC to remove the spider already. In the unlikely event that the Court does not award the sleepspot domain to the Plaintiff when ruling on the interlocutory motion against NAMEMEDIA INC, Plaintiff asks the Court to order NAMEMEDIA INC to remove the robots.txt file from their server. Controlling law in this matter allowed an order in Netbula, LLC v. Chordiant Software Inc. 2009 after an objection and this set the precedent to this exact request. Plaintiff has already asked Internet Archive Inc to restore access to records that cover when the Plaintiff owned the website and when Plaintiff copyright and trademark rights were not yet violated. Plaintiff was told it would represent a significant burden to the Internet Archive Inc. organization, necessitating the development of new tools and software. An order to stop preventing discovery of data at an un-interested third-party archive was found not to be an injunctive relief already in US District Court.

**Wherefore,** Plaintiff prays that a scheduling conference be ordered attended and that NAMEMEDIA INC be ordered to stop excluding the Internet Archive WayBack Machine from reporting like is seen now in the record due to a robots.txt file. This Court case and US Title 15 and US Title 17 or copyright, trademark, and privacy laws are the single most important issues at this time for the *Pro Se* litigant as should be clear now. Make it so.

Respectfully submitted,

Curtis J Neeley Jr, MFA