

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF ARKANSAS
FAYETTEVILLE DIVISION**

CURTIS J. NEELEY, Jr.

PLAINTIFF

VS.

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

NAMEMEDIA, INC.;
and GOOGLE, INC.

DEFENDANTS

**SEPARATE DEFENDANT NAMEMEDIA, INC.'S RESPONSE TO "MOTION TO
COMPEL NAMEMEDIA INC TO REMOVE SPIDER.TXT FILE"**

Separate Defendant NameMedia, Inc. ("NameMedia"), in response to the "Motion to Compel NameMedia Inc to Remove Spider.txt File" filed by Plaintiff Curtis J. Neely, Jr. ("Neeley"), states as follows:

With his motion, Mr. Neeley is requesting the Court to require NameMedia to do something but fails to tell the Court why he is entitled to the relief requested under applicable law. Courts of course do not grant relief to parties with nothing more than a bald request that relief be granted. Neeley cites selected language from a case out of the Northern District of California but fails to explain how the cited language entitles him to the relief he requests. His request seems to be in the nature of an order compelling discovery but he does not even allege that he has complied with any applicable rules of discovery.

For these reasons the motion should be denied.

Respectfully submitted,

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By: /s/ H. William Allen
H. William Allen

By: /s/ Brooks C. White
Brooks C. White

Attorneys for Defendant NameMedia, Inc.

CERTIFICATE OF SERVICE

I, Brooks C. White, hereby certify that on this 30th day of July, 2010, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following attorneys of record:

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I further certify that, on this 30th day of July, 2010, I mailed a copy of the foregoing to the following *pro se* plaintiff:

Mr. Curtis J. Neeley, Jr.
2619 N. Quality Lane, Apt. 123
Fayetteville, AR 72703

/s/ Brooks C. White
Brooks C. White