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## TiVo Inc. Q1 2010 Earnings Call Transcript

### Question-and-Answer Session

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#### **Operator**

(Operator Instructions) Your first question comes from David Miller - Caris & Company.

#### **David Miller - Caris & Company**

On the legal side, most of us I think were fairly certain that Judge David Fulsom would rule on this thing by late May. I think you guys had telegraphed in previous discourse that you were looking for sort of a late May ruling, we're in late May, he hasn't ruled yet. If you could just give us some sort of understanding as to, what he might be thinking, what's the delay here and is it because he's trying to get you guys to work something out on your own or is there something else at hand? Thanks very much.

#### **Tom Rogers**

This is Tom. I think it's been about six weeks since briefing was all done in the case. I think that the timeframe you mentioned was one that we thought it was within the judge's comments that he suggested when he would try to rule. I think that courts are never very clear about timetables on this thing. We don't read anything into it. We have nothing to offer by way of insight on timing other than to say that we certainly would expect in a relatively near timeframe that he will in fact rule.

#### **David Miller - Caris & Company**

Then Anna, related to that you had mentioned in your prepared remarks that as per the guidance for the July quarter, there will be somewhat of a bump up in the SG&A line due to legal costs. By saying that are you sort of rhetorically telegraphing that Dish will appeal, whatever the ruling is if it's not in favor of Dish or are you just sort of telegraphing residual legal expenses that you would have had to pay anyway?

#### **Anna Brunelle**

No, I don't think we're trying to telegraph a particular outcome in terms of making that remark. I think what we're trying to telegraph is that, legal expenses from quarter-to-quarter can be somewhat unpredictable and that we built into our model, some room there as we expect that there will be additional litigation expense related to the trial regardless of the outcome of the judge's decision.

#### **Operator**

Your next question comes from Tony Wible - Janney Montgomery.

**Tony Wible - Janney Montgomery**

Just real quickly, what are the prospects for more MSOs to roll out TiVo boxes directly to circumvent some of the technical issues that seem to be keeping the cable MSO boxes from being more pronounced in certain markets?

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