

1 QUINN EMANUEL URQUHART
 & SULLIVAN, LLP
 2 Kevin P.B. Johnson (Bar No.
 177129)
 3 kevinjohnson@quinnemanuel.com
 Todd M. Briggs (Bar No. 209282)
 4 toddbriggs@quinnemanuel.com
 555 Twin Dolphin Drive, 5th Floor
 5 Redwood Shores, California 94065
 Telephone: (650) 801-5000
 6 Facsimile: (650) 801-5100

7 QUINN EMANUEL URQUHART
 & SULLIVAN, LLP
 8 Eric Huang (pro hac vice)
 erichuang@quinnemanuel.com
 9 51 Madison Avenue, 22nd Floor
 New York, New York 10010
 10 Telephone: (212) 849-7000
 Facsimile: (212) 849-7100

11 *Attorneys for Plaintiffs*
 12 NANTWORKS, LLC and NANT
 HOLDINGS IP, LLC
 13

George C. Lombardi (*pro hac vice*)
 glombardi@winston.com
 WINSTON & STRAWN LLP
 35 West Wacker Drive
 Chicago, IL 60601-9703
 Telephone: (312) 558-5600
 Facsimile: (312) 558-5700

E. Danielle T. Williams (*pro hac vice*)
 dwilliams@winston.com
 WINSTON & STRAWN LLP
 300 South Tryon Street, 16th Floor
 Charlotte, NC 28202
 Telephone: (704) 350-7700
 Facsimile: (704) 350-7800

Michael A. Tomasulo (SBN: 179389)
 mtomasulo@winston.com
 Diana Hughes Leiden (SBN: 267606)
 dhleiden@winston.com
 WINSTON & STRAWN LLP
 333 S. Grand Avenue, 38th Floor
 Los Angeles, CA 90071-1543
 Telephone: (213) 615-1700
 Facsimile: (213) 615-1750

Attorneys for Defendants
 BANK OF AMERICA CORPORATION
 and BANK OF AMERICA. N.A.

14
 15
 16 **UNITED STATES DISTRICT COURT**
 17 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**
 18

19 NANTWORKS, LLC, a Delaware
 20 limited liability company, and NANT
 HOLDINGS IP, LLC, a Delaware
 21 limited liability company,

22 Plaintiffs,

23 vs.

24 BANK OF AMERICA
 CORPORATION, a Delaware
 25 corporation, and BANK OF
 AMERICA, N.A., a national banking
 26 association,

27 Defendants.
 28

CASE NO. CV 20-7872-GW-PVCx

**ORDER GRANTING STIPULATED
 MOTION TO DISMISS WITH
 PREJUDICE**

Hon. George H. Wu

1 Before this Court is the Stipulated Motion to Dismiss with Prejudice of
2 Plaintiffs Nantworks, LLC, and Nant Holdings IP, LLC (collectively, “Plaintiffs” or
3 “NantWorks”) and Defendants Bank of America Corporation and Bank of America,
4 N.A. (collectively, “Defendants” or “Bank of America”) (“NantWorks” and “Bank of
5 America” together as the “Parties). The Court, having reviewed the Stipulated
6 Motion, and for good cause shown, is of the opinion that the Motion should be
7 **GRANTED**.

8 It is therefore **ORDERED** that NantWorks’s allegations of infringement
9 relating to the ’030 Patent (including Count IV of its First Amended Complaint), and
10 associated claims for damages, are dismissed with prejudice.

11 It is further **ORDERED** that Bank of America’s counterclaims for declaratory
12 judgment of non-infringement and invalidity of the ’030 Patent (including Counts
13 Seven and Eight in Bank of America’s Answer to First Amended Complaint,
14 Affirmative Defenses, and Counterclaims) are dismissed with prejudice.

15 It is further **ORDERED** that each party bears its own fees and costs as to the
16 dismissed claims, but the parties still have the right to seek attorneys’ fees (e.g., under
17 35 U.S.C. § 285) and costs for the remaining claims in this case upon adjudication of
18 all the remaining claims.

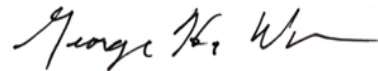
19 The Court retains jurisdiction over the Parties to enforce the terms of the
20 Stipulated Motion and this Order.

21

22

23 DATED: February 3, 2022

By



Honorable George H. Wu
United States District Judge

24

25

26

27

28