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NANTWORKS, LLC and NANT HOLDINGS IP, LLC

13
14 UNITED STATES DISTRICT COURT
15 FOR THE CENTRAL DISTRICT OF CALIFORNIA
16

17 NANTWORKS, LLC, a Delaware
limited liability company, and NANT
18 HOLDINGS IP, LLC, a Delaware
limited liability company,

19 Plaintiffs,

20 vs.

21 BANK OF AMERICA
22 CORPORATION, a Delaware
corporation, and BANK OF
23 AMERICA, N.A., a national banking
association,

24 Defendants.
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CASE NO. 2:20-cv-7872-GW-PVC

**NANTWORKS' NOTICE OF
MOTION AND MOTION TO
STRIKE PORTIONS OF THE
EXPERT REPORT OF DR.
NATHANIEL POLISH**

Hon. George H. Wu
United States District Court Judge
Hearing Date: April 11, 2024
Time: 8:30 AM
Place: Courtroom 9D

1 PLEASE TAKE NOTICE that on April 11, 2024 at 8:30 a.m., Plaintiffs
2 NantWorks LLC and Nant Holding IP, LLC (“NantWorks”) will move to strike
3 Portions of the Expert Report of Dr. Nathaniel Polish Regarding Invalidity of Patents-
4 in-Suit (“Polish Report,” and the motion, “Motion to Strike”). This motion is made
5 pursuant to this Notice of NantWorks’ Motion to Strike, the concurrently filed
6 Memorandum in Support of the Motion to Strike, the Declaration of Brice C. Lynch
7 in Support of the Motion to Strike and Exhibits thereto, and [Proposed] Order
8 Granting NantWorks’ Motion to Strike.

9 This motion is made following the conference of counsel pursuant to L.R. 7-3,
10 which took place via telephone on February 29, 2024.

11 **RELIEF REQUESTED**

12
13 NantWorks respectfully requests that the Court grant its Motion to Strike by
14 striking the following from the Polish Report:

- 15
- 16 • Paragraphs 201-213.
 - 17 • Paragraphs 292-294, 297, 299-304, 320, 381-382, 384, 386, 388-390, 400,
18 440, 461, 559, 561-562, 565-569, 666-669, 672-675, 679, 693, 698-699, 704-
19 707, 709, 716, 779-784, 787-788, 795, 838-840, 842, 848, 889-891, 893, 896-
20 900, 907, 1019.
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1 DATED: March 9, 2024

Respectfully submitted,

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3 QUINN EMANUEL URQUHART &
SULLIVAN, LLP

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5 By /s/ Todd M. Briggs

6 James R. Asperger
7 Kevin P.B. Johnson
8 Todd M. Briggs
9 Eric Huang
Brice C. Lynch

10 Attorneys for Plaintiff, NANTWORKS,
11 LLC and NANT HOLDINGS IP, LLC
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