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15 *Attorneys for Defendant Infor, Inc.*

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17 **UNITED STATES DISTRICT COURT**  
18 **CENTRAL DISTRICT OF CALIFORNIA**  
19 **SOUTHERN DIVISION**

19 UNILOC 2017 LLC,  
20 Plaintiff,  
21 v.  
22 INFOR, INC.,  
23 Defendants.

CASE NO. 8:19-cv-01150-JLS-ADS

**DEFENDANT INFOR, INC.'S  
NOTICE OF MOTION AND MOTION  
TO DISMISS PLAINTIFF'S  
COMPLAINT PURSUANT TO FED.  
R. CIV. P. 12(B)(6)**

**Hearing**

November 8, 2019  
Time: 10:30 AM  
Courtroom 10A  
Judge: Hon. Josephine L. Staton

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that on November 8, 2019, at 10:30 AM, in  
3 Courtroom 10A of the United States District Court for the Central District of  
4 California at Ronald Reagan Federal Building and United States Courthouse, 411 W.  
5 Fourth Street, Santa Ana, California, 92701, Defendant Infor, Inc. (“Infor”) will and  
6 hereby does move the Court to dismiss with prejudice all claims asserted by Plaintiff  
7 Uniloc 2017 LLC (“Uniloc”) against Infor in the above-captioned matter under Federal  
8 Rule of Civil Procedure 12(b)(6) on the following grounds:

9 Uniloc has failed, after numerous opportunities to amend, to plead a plausible  
10 case of infringement in accordance with *Ashcroft v. Iqbal*, 556 U.S. 662 (2009) and  
11 *Bell Atl. Corp. v. Twombly*, 550 U.S. 544 (2007).

12 This Motion is based on this Notice of Motion and Motion, the Memorandum of  
13 Points and Authorities included herein, the accompanying documents, all further  
14 pleadings that will be filed by Defendant Infor herein, the paper and records on file  
15 herein, and on such further evidence and argument as the Court may permit or require  
16 at or prior to the time of the hearing on this Motion.

17 **RELIEF SOUGHT**

18 Infor seeks an order dismissing Plaintiff’s claims with prejudice.

19 **LOCAL RULE 7-3 STATEMENT**

20 This Motion is made following the telephonic conference of counsel pursuant to  
21 Local Rule 7-3, which took place on September 12. The parties were not able to reach  
22 an agreement, as discussed in the Declaration of Paul E. Torchia filed concurrently  
23 herewith.

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Dated: September 19, 2019

Respectfully submitted,  
JOSHUA A. KREVITT  
PAUL E. TORCHIA  
FLORINA YEZRIL  
JENNIFER J. RHO  
ANDREW ROBB  
GIBSON, DUNN & CRUTCHER LLP

By: /s/ Paul E. Torchia  
Paul E. Torchia

*Attorneys for Defendant Infor, Inc.*

**PROOF OF SERVICE**

I, the undersigned, declare:

I am employed in the City of New York, State of New York. I am over the age of 18 and not a party to the within action. My business address is 200 Park Avenue, New York, NY 10166.

On September 19, 2019, I caused the foregoing document to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filings to all known counsel of record. I declare under penalty of perjury under the laws of the United States of America and the State of California that the above is true and correct.

Executed on September 19, 2019, at New York, New York.

By: /s/ Paul E. Torchia  
Paul E. Torchia