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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 STAY DISCOVERY PENDING
RESOLUTION OF MOTION TO
DISMISS**

Hearing

January 10, 2020
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 January 10, 2020, 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 stay discovery pending resolution of Infor’s
7 concurrently filed motion to dismiss.

8 Staying discovery pending resolution of the motion to dismiss is the most
9 efficient approach for the Court and both parties, given that Infor’s motion to dismiss
10 will likely resolve the entire action or, at minimum, significantly curtail the scope of
11 discovery, that Infor’s motion is strong on the merits, that Uniloc’s conduct to date in
12 this litigation demonstrates that discovery will be immensely costly absent a stay, and
13 that Uniloc will not be injured by a stay.

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

19 **RELIEF SOUGHT**

20 Infor seeks an order staying discovery pending resolution of its motion to
21 dismiss, filed concurrently herewith.

22 **LOCAL RULE 7-3 STATEMENT**

23 This Motion is made following the telephonic conference of counsel pursuant to
24 Local Rule 7-3, which took place on October 15, 2019. The parties were not able to
25 reach an agreement, as discussed in the Declaration of Paul E. Torchia filed
26 concurrently herewith.

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Dated: October 31, 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 October 31, 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 October 31, 2019, at New York, New York.

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