

1 Aaron S. Jacobs (Cal. Bar No. 214953)
 ajacobs@princelobel.com
 2 James J. Foster
 jfoster@princelobel.com
 3 PRINCE LOBEL TYE LLP
 One International Place, Suite 3700
 4 Boston, MA 02110
 Tel: (617) 456-8000

5
 6 Matthew D. Vella (Cal. State Bar No. 314548)
 mvella@princelobel.com
 PRINCE LOBEL TYE LLP
 7 357 S. Coast Highway, Suite 200
 Laguna Beach, CA 92651
 8 Tel: (949) 232-6375

ETHERIDGE LAW GROUP, PLLC
 James L. Etheridge (SBN 158629)
 Jim@Etheridgelaw.com
 2600 East Southlake Blvd Suite 120-324
 Southlake, TX 76092
 (817) 470-7249 - Telephone
 (817) 887-5950 – Facsimile

Attorneys for Uniloc 2017 LLC

For Defendants’ counsel, please see
 signature block

10 UNITED STATES DISTRICT COURT
 11 CENTRAL DISTRICT OF CALIFORNIA
 12 SANTA ANA DIVISION
 13

<p>14 UNILOC 2017 LLC, Plaintiff, 15 v. 16 INFOR, INC., Defendant. 17 18</p>	<p>Case No. 8:19-cv-01150-DOC-KES JOINT STATUS REPORT</p>
<p>19 UNILOC 2017 LLC, Plaintiff, 20 v. 21 NETSUITE, INC., Defendant. 22 23</p>	
<p>24 UNILOC 2017 LLC, Plaintiff, 25 v. 26 SQUARE ENIX, INC., and 27 SQUARE ENIX LLC, 28 Defendants.</p>	

1 2 3 4 5	UNILOC 2017 LLC, Plaintiff, v. UBISOFT, INC., Defendant.	
-----------------------	--	--

6 After a hearing on December 4, 2019, the Court issued a minute order, Dkt. No. 48,
7 consolidating under 8:19cv1150-DOC (KESx) the four actions involving the above parties. In the
8 same minute order, the Court stayed this consolidated action “pending the outcome of the *Square*
9 *Enix* case pending in Texas Federal Court.” (Emphasis added.)

10 On April 24, 2020, the Court issued a Scheduling Notice ordering the parties to file a Joint
11 Status Report “regarding the Texas action” by May 8, 2020.

12 The only pending *Square Enix* case in that district on December 4, 2019, was *Uniloc 2017*
13 *LLC v. Square Enix*, No. 2:2019-cv-00221. There was, however, another pending case in that
14 district, *Uniloc USA, Inc. v. Big Fish Games, Inc.*, No. 2:16-CV-00741, which was also discussed
15 at the December 4 hearing. From the discussion in open court, the parties believe the Court had
16 intended the stay to be in effect pending the outcome of *Big Fish*, not *Square Enix*, and thus the
17 reference in the minute order to the *Square Enix* Texas case was an error.

18 In the *Square Enix* Texas action, filed on June 12, 2019, Uniloc served its P.R. 3-1 and 3-2
19 disclosures – including its infringement contentions, and the Texas court has set a scheduling
20 conference for May 18. On April 9, the defendants in that action moved to dismiss or transfer the
21 action to this Court, based on the first-to-file rule. Uniloc 2017 has not yet filed its opposition.

22 The *Big Fish* case, which had been filed in 2016, was the action appealed to the United
23 States Court of Appeals for the Federal Circuit. As discussed at the December 4 conference, in July
24 2019 the Federal Circuit remanded that action to that district court for further proceedings. On
25 February 5, 2020, the Texas court denied Uniloc’s motion for reconsideration of its prior Order
26 construing certain claim terms of the patents asserted in these consolidated cases. On March 12,
27 2020, that Texas court scheduled that case for a trial beginning October 19, 2020.

28

1 Dated: May 7, 2020

Respectfully submitted,

2
3 /s/ James J. Foster

4 Aaron S. Jacobs (Cal. Bar No. 214953)
5 ajacobs@princelobel.com
6 James J. Foster
7 jfoster@princelobel.com
8 PRINCE LOBEL TYE LLP
9 One International Place, Suite 3700
10 Boston, MA 02110
11 Tel: (617) 456-8000

12 Matthew D. Vella
13 (Cal. State Bar No. 314548)
14 mvella@princelobel.com
15 PRINCE LOBEL TYE LLP
16 357 S. Coast Highway, Suite 200
17 Laguna Beach, CA 92651
18 Tel: (949) 232-6375

19 Attorneys for Uniloc 2017 LLC

20
21 /s/ James L. Etheridge

22 ETHERIDGE LAW GROUP, PLLC
23 James L. Etheridge (SBN 158629)
24 Jim@Etheridgelaw.com
25 2600 East Southlake Blvd Suite 120-324
26 Southlake, TX 76092
27 (817) 470-7249 - Telephone
28 (817) 887-5950 - Facsimile

29 Attorneys for Uniloc 2017 LLC

30
31 /s/ Matthew G. Berkowitz

32 Matthew G. Berkowitz (SBN 310426)
33 Email: matthew.berkowitz@shearman.com
34 Yue (Joy) Wang (SBN 300594)
35 Email: joy.wang@shearman.com
36 SHEARMAN & STERLING LLP
37 1460 El Camino Real 2nd Floor
38 Menlo Park, CA 94025
39 Telephone: 650.838.3600
40 Fax: 650.838.3699

41 L. Kieran Kieckhefer (SBN 251978)
42 Email: kieran.kieckhefer@shearman.com
43 SHEARMAN & STERLING LLP
44 535 Mission Street, 25th Floor
45 San Francisco, CA 94105
46 Telephone: 415.616.1100
47 FAX: 415.616.1199

48 Attorneys for Defendant NetSuite Inc.

49
50 /s/ Paul E. Torchia

51 JOSHUA A. KREVITT, SBN 208552
52 jkrevitt@gibsondunn.com
53 PAUL E. TORCHIA
54 ptorchia@gibsondunn.com
55 FLORINA YEZRIL
56 fyezril@gibsondunn.com
57 GIBSON, DUNN & CRUTCHER LLP
58 200 Park Avenue
59 New York, NY 10166-0193
60 Telephone: 212.351.4000
61 Facsimile: 212.351.4035

62 JENNIFER RHO, SBN 254312
63 jrho@gibsondunn.com
64 GIBSON, DUNN & CRUTCHER LLP
65 333 South Grand Avenue
66 Los Angeles, CA 90071-3197
67 Telephone: 213.229.7000
68 Facsimile: 213.229.7520

69 ANDREW ROBB, SBN 291438
70 arobb@gibsondunn.com
71 GIBSON, DUNN & CRUTCHER LLP
72 1881 Page Mill Road
73 Palo Alto, CA 94304-1211
74 Telephone: 650.849.5300
75 Facsimile: 650.849.5333

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

/s/ Michelle L. Marriott
Paul R. Hart (pro hac vice)
paul.hart@eriseip.com
ERISE IP, P.A.
5600 Greenwood Plaza Blvd., Suite 200
Greenwood Village, CO 80111

Michelle L. Marriott (pro hac vice)
michelle.marriott@eriseip.com
Eric A. Buresh (pro hac vice)
eric.buresh@eriseip.com
Mark C. Lang (pro hac vice)
mark.lang@eriseip.com
ERISE IP, P.A.
7015 College Blvd., Suite 700
Overland Park, KS 66211
Telephone: 913.777.5600
Facsimile: 913.777.5601

Stephen S. Smith (SBN 166539)
ssmith@stephensmithlaw.com
LAW OFFICES OF STEPHEN S. SMITH, PC
30700 Russell Ranch Rd., Ste. 250
Westlake Village, CA 91362
Phone: (310)955-5824
Fax: (310)955-5824

Attorneys for Defendants Square Enix, Inc.
and Ubisoft, Inc.

ATTESTATION OF FILER

I hereby attest that all other signatories listed, and on whose behalf the filing is submitted,
concur in the filing's content and have authorized the filing.

/s/ James J. Foster