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7 Attorneys for Defendants
TCT Mobile (US) Inc., Huizhou TCL Mobile
8 Communication Co., Ltd., and Shenzhen TCL Creative
Cloud Technology Co., Ltd.
9

10 **IN THE UNITED STATES DISTRICT COURT**
11 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

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14 ANCORa TECHNOLOGIES, INC.,
15 Plaintiff,

16 vs.

17 TCT MOBILE (US) INC., HUIZHOU
18 TCL MOBILE COMMUNICATION
CO., LTD., and SHENZHEN TCL
19 CREATIVE CLOUD TECHNOLOGY
CO., LTD.,

20 Defendants.
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Case No. 8:19-cv-02192-GW-ASx
(LEAD CASE)

Case No. 2:20-cv-01252-GW-ASx
(CONSOLIDATED CASE)

**DEFENDANTS' MOTION TO
DISMISS THE AMENDED
COMPLAINT FOR FAILURE
TO STATE A CLAIM**

Hearing Date: April 20, 2020
Time: 8:30 AM
Before: Hon. George H. Wu
United States Courthouse
Courtroom 9D, 9th Floor

1 TO ALL INTERESTED PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that on April 20, 2020 at 8:30 AM, in Courtroom
3 9D of the United States District Court for the Central District of California, located
4 at 350 West First Street, Los Angeles, CA 90012, before the Honorable George H.
5 Wu, defendants TCT Mobile (US) Inc., Huizhou TCL Mobile Communication Co.,
6 Ltd., and Shenzhen TCL Creative Cloud Technology Co., Ltd. (collectively “TCL”)
7 will and hereby do move the Court to dismiss plaintiff Ancora Technologies, Inc.’s
8 (“Ancora”) Amended Complaint (Dkt. No. 24) pursuant to Federal Rule of Civil
9 Procedure 12(b)(6) because the Amended Complaint (Dkt. No. 24) fails to state a
10 plausible claim for relief as required by Federal Rules of Civil Procedure 8(a) and
11 12(b)(6). TCL’s Motion is made following the conference of counsel pursuant to
12 L.R. 7-3 which took place on March 13, 2020.

13 TCL notices this motion, and the above-identified hearing date/time, pursuant
14 to L.R. 6-1 and presiding Judge Wu’s law and motion schedule. However, TCL notes
15 that the noticed hearing date/time falls within the current timeframe subject to Order
16 of the Chief Judge 20-042 (“Order 20-042”), under which this hearing would not be
17 permitted to occur in person. Nonetheless, because Order 20-042 does not appear to
18 have suspended the requirements of L.R. 6-1, TCL files this Notice per the local rule
19 and will seek guidance from the Court as the hearing date approaches if Order 20-
20 042 remains in effect.

21 TCL’s Motion is based on this Notice, the attached Memorandum of Points
22 and Authorities, the pleadings and papers on file in this action, and upon such
23 evidence and argument that the Court may otherwise consider.

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MOTION TO DISMISS 1 6 19 2019 GW AS

1 Dated: March 20, 2020

Respectfully submitted,

2 */s/ Kyle R. Canavera*

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that counsel of record who are deemed to have consented to electronic services are being served with a copy of this document via the Court’s CM/ECF system per Local Rule CV-5(b)(1) on March 20, 2020.

By: /s/ Kyle R. Canavera
Kyke R. Canavera