

**BEFORE THE UNITED STATES JUDICIAL PANEL
ON MULTIDISTRICT LITIGATION**

IN RE: Uniloc USA, Inc. and Uniloc
Luxembourg, S.A. (HPE Portfolio) Patent
Litigation

M.D.L. No. _____

**PLAINTIFFS' MOTION FOR TRANSFER OF ACTIONS TO THE
NORTHERN DISTRICT OF TEXAS PURSUANT TO 28 U.S.C. § 1407,
FOR COORDINATED OR CONSOLIDATED PRETRIAL PROCEEDINGS**

Plaintiffs, Uniloc USA, Inc. and Uniloc Luxembourg, S.A. (collectively “Uniloc”), respectfully move the Judicial Panel on Multidistrict Litigation (“Panel”) to transfer to the Northern District of Texas the twenty-five cases set forth in the Schedule of Actions for consolidation or coordination of pretrial proceedings.

1. Uniloc filed the twenty-five actions listed in the attached Schedule of Actions.
2. The twenty-five actions were filed in the six districts, alleging infringement by nine Defendants (or related Defendant groups) of differing combinations of seven patents, as detailed in the attached Schedule.
3. The twenty-five actions are currently pending before thirteen different judges.
4. Defendants have alleged noninfringement and invalidity of the patents.

Accordingly, questions of fact regarding claim construction, validity and infringement of the seven patents will involve a substantial number of common factual questions.

5. Transfer of these actions for coordinated or consolidated pretrial proceedings would promote the just and efficient conduct of the litigation, and would be in the interest of the parties, witnesses and courts.
6. The earliest cases were filed in the Eastern District of Texas. However, six of those cases were recently transferred to the Northern District of California, where they are now assigned to a number of judges across all of the divisions, thereby resetting the schedules.
7. The next earliest cases were filed in the Northern District of Texas, which is close to Uniloc’s principal office in Plano, Texas. The Northern District of Texas is also convenient for many of the Defendants, who have headquarters or significant offices in Texas; and is centrally located for the remaining Defendants, who are geographically dispersed.

8. This Motion is supported by the following documents:
- The **Brief in Support of Motion** pursuant to Rule 6.1(b)(i).
 - The **Schedule of Actions** pursuant to Rule 6.1(b)(ii).
 - The **Proof of Service**, including the full name of each party, pursuant to Rule 6.1(b)(iii).
 - **Copies of all docket sheets and complaints for all actions** pursuant to Rule 6.1(b)(iv), including:
 - Ex. A Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Apple, Inc.*, No. 3:18-cv-00358-JD (N.D. Cal.) (transferred Jan. 17, 2018); originally No. 2:17-cv-00454 (E.D. Tex.) (filed May 26, 2017).
 - Ex. B Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Apple, Inc.*, No. 4:18-cv-00359-JSW (N.D. Cal.) (transferred Jan. 17, 2018); originally No. 2:17-cv-00455-JSG (E.D. Tex.) (filed May 26, 2017)
 - Ex. C Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Apple, Inc.*, No. 3:18-cv-00360-WHA (N.D. Cal.) (transferred Jan. 17, 2018); originally No. 2:17-cv-00454-JRG (E.D. Tex.) (filed May 26, 2017)
 - Ex. D Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Apple, Inc.*, No. 3:18-cv-00363-RS (N.D. Cal.) (transferred Jan. 18, 2018); originally No. 2:17-cv-00534-JSG (E.D. Tex.) (filed July 12, 2017)
 - Ex. E Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Apple, Inc.*, No. 4:18-cv-00365-HSG (N.D. Cal.) (transferred Jan. 17, 2018); originally No. 2:17-cv-00571-JSG (E.D. Tex.) (filed August 2, 2017)
 - Ex. F Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Apple, Inc.*, No. 3:18-cv-00572-JD (N.D. Cal.) (transferred Jan. 26, 2018); originally No. 2:17-cv-00535-JSG (E.D. Tex.) (filed July 12, 2017)
 - Ex. G Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Huawei Device USA, Inc. and Huawei Device Co. Ltd.*, No. 2:17-cv-00707-JRG-RSP (E.D. Tex.) (filed Oct. 20, 2017)

- Ex. H Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Huawei Device USA, Inc. and Huawei Device Co. Ltd.*, No. 2:17-cv-00714-JRG-RSP (E.D. Tex.) (filed Oct. 26, 2017)
- Ex. I Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Huawei Device USA, Inc. and Huawei Device Co. Ltd.*, No. 2:17-cv-00722-JRG-RSP (E.D. Tex.) (filed Nov. 1, 2017)
- Ex. J Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. LG Electronics U.S.A., Inc., LG Electronics Mobilecomm U.S.A., Inc. and LG Electronics, Inc.*, No. 4:17-cv-00825-O (N.D. Tex.) (filed Oct. 13, 2017).
- Ex. K Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. LG Electronics U.S.A., Inc., LG Electronics Mobilecomm U.S.A., Inc. and LG Electronics, Inc.*, No. 4:17-cv-00826-O (N.D. Tex.) (filed Oct. 13, 2017)
- Ex. L Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. LG Electronics U.S.A., Inc., LG Electronics Mobilecomm U.S.A., Inc. and LG Electronics, Inc.*, No. 4:17-cv-00827-O (N.D. Tex.) (filed Oct. 13, 2017)
- Ex. M Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. LG Electronics U.S.A., Inc., LG Electronics Mobilecomm U.S.A., Inc. and LG Electronics, Inc.*, No. 4:17-cv-00828-O (N.D. Tex.) (filed Oct. 13, 2017)
- Ex. N Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. LG Electronics U.S.A., Inc., LG Electronics Mobilecomm U.S.A., Inc. and LG Electronics, Inc.*, No. 4:17-cv-00858-O (N.D. Tex.) (filed Oct. 20, 2017)
- Ex. O Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. HTC America, Inc.*, No. 2:17-cv-01558-JLR (W.D. Wash.) (filed Oct. 20, 2017)
- Ex. P Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. HTC America, Inc.*, No. 2:17-cv-01561-RAJ (W.D. Wash.) (filed Oct. 20, 2017)
- Ex. Q Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. HTC America, Inc.*, No. 2:17-cv-01562-RAJ (W.D. Wash.) (filed Oct. 20, 2017)
- Ex. R Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Motorola Mobility, LLC*, No. 1:17-cv-01526-JFB-SRF (D. Del.) (filed Oct. 27, 2017)

- Ex. S Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Motorola Mobility, LLC*, No. 1:17-cv-01527-JFB-SRF (D. Del.) (filed Oct. 27, 2017)
- Ex. T Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Motorola Mobility, LLC*, No. 1:17-cv-01657-GMS (D. Del.) (filed Nov. 15, 2017)
- Ex. U Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Motorola Mobility, LLC*, No. 1:17-cv-01658-GMS (D. Del.) (filed Nov. 15, 2017)
- Ex. V Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Peel Technologies, Inc.*, No. 1:17-cv-01552-GMS (D. Del.) (filed Oct. 31, 2017)
- Ex. W Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Wink Labs, Inc.*, No. 1:17-cv-01656-GMS (D. Del.) (filed Oct. 27, 2017)
- Ex. X Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Exclusive Group LLC d/b/a Binatone North America*, No. 1:17-cv-03962-SEB-MJD (S.D. Ind.) (filed Nov. 15, 2017)
- Ex. Y Docket Sheet and Complaint for *Uniloc, USA, Inc. and Uniloc Luxembourg, S.A., v. Logitech, Inc. and Logitech Europe, S.A.*, No. 3:17-cv-06733-JSC (N.D. Cal.) (filed Nov. 22, 2017)
- The **Declaration of Aaron S. Jacobs**, pursuant to Rule 6.1(b)(v), including exhibits with numbers and descriptive titles:
 - Ex. 1 U.S. Patent No. 6,161,134
 - Ex. 2 U.S. Patent No. 6,216,158
 - Ex. 3 U.S. Patent No. 6,446,127
 - Ex. 4 U.S. Patent No. 6,580,422
 - Ex. 5 U.S. Patent No. 6,622,018
 - Ex. 6 U.S. Patent No. 6,661,203
 - Ex. 7 U.S. Patent No. 7,092,671
 - Ex. 8 Docket Sheet for *USA, Inc. and Uniloc Luxembourg, S.A., v. Apple, Inc.*, No. 4:18-cv-00362 (N.D. Cal.)

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