

1 MICHAEL J. ZINNA
2 mzinna@kelleydrye.com
3 DAVID G. LINDENBAUM
4 dlindenbuam@kelleydrye.com
5 **KELLEY DRYE & WARREN LLP**
6 101 Park Avenue
7 New York, NY 10178
8 Telephone: 212-808-7800
9 Facsimile: 212-808-7897

10 Attorneys for Defendant
11 Kickstarter, PBC

12 **UNITED STATES DISTRICT COURT**
13 **NORTHERN DISTRICT OF CALIFORNIA**

14 **SAN JOSE**

15 IN RE: PERSONALWEB
16 TECHNOLOGIES, LLC, ET AL.,
17 PATENT LITIGATION

Case No. 5:18-md-02834-BLF

18 PersonalWeb Technologies, LLC and
19 Level 3 Communications, LLC

Case No. 5:18-cv-03997-BLF

20 Plaintiffs,

21 v.

22 Kickstarter, PBC

**DEFENDANT KICKSTARTER'S
ADMINISTRATIVE MOTION TO
APPEAR TELEPHONICALLY FOR
THE CLAIM CONSTRUCTION
TUTORIAL ON MAY 2, 2019**

23 Defendant.

1 Pursuant to Civil Local Rule 7-11 and Section C.5 of the Standing Order for
2 Civil Cases of the Honorable Beth Labson Freeman, Defendant Kickstarter, PBC
3 (“Kickstarter”) hereby requests that its lead counsel, Michael J. Zinna, Esq. of the
4 law firm Kelley Drye & Warren LLP, located at 101 Park Avenue, New York, New
5 York 10178 be permitted to telephonically attend the Claim Construction Tutorial
6 scheduled for May 2, 2019, at 2:00 p.m. on the following grounds:

7 1. Since Mr. Zinna is located in New York, New York and the Claim
8 Construction Tutorial is being held in San Jose, California, appearing telephonically
9 will avoid the expense and burden of long distance travel to San Jose, California.

10 2. Counsel from Fenwick & West LLP will be appearing at the Claim
11 Construction Tutorial and presenting the tutorial on behalf of Amazon.com, Inc. and
12 Amazon Web Services, Inc. (collectively, “Amazon”) and/or Twitch Interactive.
13 Kickstarter is one of the customer cases currently on hold while the Court proceeds
14 with the representative customer case against Twitch Interactive, therefore, Mr.
15 Zinna’s role at the tutorial would be limited to observing the proceedings.

16 3. Permitting Mr. Zinna to appear telephonically will cause no undue hardship
17 or prejudice to any party.

18 4. Counsel for Plaintiffs does not object to this request.

19 Wherefore, Kickstarter respectfully requests that the Court permit Mr. Zinna to
20 appear telephonically at the Claim Construction Tutorial on May 2, 2019.

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Respectfully submitted,

Dated: April 26, 2019

KELLEY DRYE & WARREN LLP

By: /s/ Michael J. Zinna
Michael J. Zinna
Attorneys for Defendant KICKSTARTER