

FENWICK & WEST LLP
ATTORNEYS AT LAW

1 J. DAVID HADDEN (CSB No. 176148)
dhadden@fenwick.com
2 SAINA S. SHAMILOV (CSB No. 215636)
sshamilov@fenwick.com
3 TODD R. GREGORIAN (CSB No. 236096)
tgregorian@fenwick.com
4 RAVI R. RANGANATH (CSB No. 272981)
rranganath@fenwick.com
5 CHIEH TUNG (CSB No. 318963)
ctung@fenwick.com
6 FENWICK & WEST LLP
Silicon Valley Center
7 801 California Street
Mountain View, CA 94041
8 Telephone: 650.988.8500
Facsimile: 650.938.5200

9 Counsel for AMAZON.COM, INC.
10 and AMAZON WEB SERVICES, INC.

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN JOSE DIVISION

14 IN RE: PERSONAL WEB TECHNOLOGIES,
15 LLC ET AL., PATENT LITIGATION

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

16 AMAZON.COM, INC., and AMAZON WEB
SERVICES, INC.,

Case No.: 5:18-cv-00767-BLF

17 Plaintiffs,

18 v.

19 PERSONALWEB TECHNOLOGIES, LLC and
LEVEL 3 COMMUNICATIONS, LLC,
20 Defendants.

**[PROPOSED] ORDER GRANTING
MOTION OF AMAZON.COM, INC.
AND AMAZON WEB SERVICES, INC.
FOR SUMMARY JUDGMENT OF
NONINFRINGEMENT**

21 PERSONALWEB TECHNOLOGIES, LLC and
LEVEL 3 COMMUNICATIONS, LLC,
22 Counterclaimants,

23 v.

24 AMAZON.COM, INC., and AMAZON WEB
SERVICES, INC.,
25 Counterdefendants.

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[PROPOSED] ORDER

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2 Before the Court is the motion of defendants Amazon.com, Inc. and Amazon Web Services,
3 Inc. (collectively, “Amazon”) for summary judgment of noninfringement. The Court heard argu-
4 ment on the motion on November 15, 2019. Amazon and plaintiffs PersonalWeb Technologies,
5 LLC and Level 3 Communications, LLC (collectively, “PersonalWeb”) were represented by coun-
6 sel. After consideration of the motion, the supporting documents filed with the motion, the record
7 herein, and the arguments of counsel, the Court concludes that with respect to those claims and
8 defenses there is no genuine dispute as to any material fact, and Amazon is entitled to judgment as
9 a matter of law. Amazon’s motion for summary judgment is therefore **GRANTED**, and the Court
10 hereby **ORDERS** as follows:

11 (1) Amazon does not infringe any claim of U.S. patent Nos. 5,978,791, 6,928,442, 7,802,310,
12 7,945,544, and 8,099,420 (the “patents-in-suit”); and

13 [PersonalWeb lacks standing to assert any claim of infringement based on use or operation
14 of Amazon CloudFront, including any patent infringement claim against Amazon or an Am-
15 azon customer in which CloudFront is alleged to meet any limitation of any claim of the
16 patents-in-suit; and]

17 (2) PersonalWeb’s First Amended Counterclaim, filed on October 4, 2018, is **DISMISSED**
18 **WITH PREJUDICE.**

19 Judgment shall be entered in favor of Amazon and against PersonalWeb in accordance with
20 this order.

21 **IT IS SO ORDERED.**

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23 Dated: _____

Honorable Beth L. Freeman
United States District Court Judge