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8 DEMARAY LLC

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

13 APPLIED MATERIALS, INC.,

14 Plaintiff,

15 vs.

16 DEMARAY LLC,

17 Defendant.  
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Case No. 5:20-cv-05676-EJD

**DEMARAY LLC'S STATEMENT OF  
RECENT DECISION REGARDING  
APPLIED MATERIALS, INC.'S MOTION  
FOR PRELIMINARY INJUNCTION**

**Hearing Date: November 12, 2020**  
**Hearing Time: 9:00 a.m.**

1 Pursuant to Civil Local Rule 7-3(d)(2), Defendant Demaray LLC (“Demaray”) hereby  
2 submits this Statement of Recent Decision and the attached copies as relevant to the issues raised  
3 in Applied Materials, Inc.’s Motion for Preliminary Injunction (Dkt. No. 14) in advance of the  
4 November 12 hearing on the motion.

5 On October 15, 2020, the parties in the Texas cases submitted a Joint Case Readiness  
6 Status Report. *See, e.g., Demaray LLC v. Samsung Elecs. Co.*, Case No. 6:20-cv-00636, ECF 24  
7 (W.D. Tex. Oct. 15, 2020) (attached). The status report described a dispute between the parties  
8 regarding a request by the Texas defendants to “stay [the] case indefinitely in light of a third filed  
9 litigation brought by a third-party (Applied Materials) in California.”

10 On October 27, 2020, the United States District Court for the Western District of Texas  
11 determined that the Texas cases should proceed and entered a scheduling order setting a joint  
12 *Markman* hearing on March 26, 2021, and a trial date of December 27, 2021. *See Demaray LLC v.*  
13 *Samsung Elecs. Co.*, Case No. 6:20-cv-00636, ECF 33 (W.D. Tex. Oct. 27, 2020) (attached).

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15 Dated: November 6, 2020

Respectfully submitted,

Irell & Manella LLP

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19 By:           /s/ C. Maclain Wells          

C. Maclain Wells  
Attorneys for Plaintiff  
DEMARAY LLC

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