

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ELM 3DS INNOVATIONS, LLC,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 14-01430-LPS-JLH
)	
SAMSUNG ELECTRONICS CO., LTD.,)	JURY TRIAL DEMANDED
SAMSUNG SEMICONDUCTOR, INC.,)	
SAMSUNG ELECTRONICS AMERICA, INC.,)	
and SAMSUNG AUSTIN SEMICONDUCTOR,)	
LLC,)	
)	
Defendants.)	

ELM 3DS INNOVATIONS, LLC,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 14-01431-LPS-JLH
)	
MICRON TECHNOLOGY, INC.; MICRON)	JURY TRIAL DEMANDED
SEMICONDUCTOR PRODUCTS, INC.; and)	
MICRON CONSUMER PRODUCTS)	
GROUP, INC.,)	
)	
Defendants.)	

**DEFENDANTS' MOTION FOR TELECONFERENCE
TO RESOLVE DISCOVERY DISPUTES**

Defendants Samsung Electronics Co., Ltd., Samsung Semiconductor, Inc., Samsung Electronics America, Inc., and Samsung Austin Semiconductor, LLC ("Samsung") (Case No. 14-cv-01430-LPS-JLH), and Micron Technology, Inc., Micron Semiconductor Products, Inc., and Micron Consumer Products Group, Inc. ("Micron") (Case No. 14-cv-01431-LPS-JLH)

(collectively, “Defendants”) in the above-referenced matter respectfully move the Court to schedule a discovery conference on Defendants’ requests for discovery from Plaintiff Elm 3DS Innovations, LLC (“Elm”).

The following attorneys participated in telephonic meet and confers on Defendants’ discovery requests on June 24, 25, and 28, 2021:

- Delaware Counsel for Samsung: Adam Poff
- Lead Counsel for Samsung: Allan Soobert, Elizabeth Brann, Soyoung Jung, and Phillip Citroen
- Delaware Counsel for Micron: Tyler Cragg
- Lead Counsel for Micron: John Kappos, Hana Oh
- Delaware Counsel for Elm: Brian Farnan
- Lead Counsel for Elm: Matthew Ford, Nosson Knobloch, Daniel Taylor

Counsel for Defendants and Elm, including the above-identified attorneys, have also exchanged correspondence on Defendants’ discovery requests.

There are five discovery items for which Defendants seek the Court’s assistance:

1. Elm’s refusal to produce its settlement agreement with SK Hynix.
2. Elm’s objection to discovery related to its standing to maintain this litigation, including documents regarding the Glenn Leedy Revocable Trust FBO Conor Leedy and the Glenn Leedy Revocable Trust FBO Genevieve Leedy, which collectively purport to have received and currently own all interests in Elm.
3. Elm’s claim of privilege over certain documents listed in its May 24, 2021 Amended Privilege Log, including documents regarding Elm’s dealings with Ron Epstein and Epicenter IP, LLC.
4. Elm’s allegedly relevance-based redactions to its “Contingent Fee Engagement Agreement” with Epicenter Law, P.C.
5. Elm’s attempt to limit the deposition of Ron Epstein, its sole corporate designee, to no more than two days.

In view of the number and complexity of the items in dispute, Defendants respectfully request a small increase to the page limit for the parties' respective letters to the Court regarding these disputes. The Supplemental Scheduling Order sets forth a default limit of three pages. D.I. 111 at 10–11. Defendants respectfully request that the limit be increased to five pages for their letter and also increased to five pages for Elm's opposition letter.

Counsel for Defendants and Elm have confirmed their availability for a teleconference on these issues on the following dates:

- July 13
- July 15
- July 19
- July 21

DATED: June 30, 2021

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CERTIFICATE OF SERVICE

I, Adam W. Poff, hereby certify that on June 30, 2021, I caused a true and correct copy of the foregoing document to be served on the following counsel of record in the manner indicated:

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