

**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.)	
)	

**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 (collectively, “Samsung”) respectfully move the Court to schedule a teleconference to address outstanding disputes on Samsung’s requests for discovery from Plaintiff Elm 3DS Innovations, LLC (“Elm”).

There are two discovery matters for which Samsung seeks the Court’s assistance:

1. Elm’s refusal to produce two of the amendments to the July 8, 2013 Contingent Fee Engagement Agreement between Elm Technology Corporation and Epicenter Law, P.C. that the Court ordered to be produced without redactions. *See* D.I. No. 442 at 12. Samsung understands that Elm is not opposed to providing the two amendments to the Court for *in camera* review, and Samsung respectfully suggests that this may be the most efficient way to proceed procedurally.
2. Elm’s refusal to produce documents affecting Ron Epstein’s compensation in connection with this case that also relate to litigation funding.

The following attorneys, including at least one Delaware Counsel and at least one Lead Counsel per party, participated in telephonic meet and confers on Samsung's discovery requests on December 2, 9, and 16, 2021:

- Delaware Counsel for Samsung: Adam Poff
- Lead Counsel for Samsung: Allan Soobert, Elizabeth Brann, Phillip Citroen, and Cole Malmberg
- Delaware Counsel for Elm: Brian Farnan
- Lead Counsel for Elm: Nosson Knobloch and Daniel Taylor

Counsel for Samsung and Elm, including the above-identified attorneys, have also exchanged correspondence on Samsung's discovery requests.

Counsel for Samsung and Elm have confirmed their availability for a teleconference on the following dates:

- January 12
- January 13
- January 14

DATED: December 23, 2021

Respectfully submitted,

OF COUNSEL:

Allan M. Soobert
Naveen Modi
Phillip W. Citroën
PAUL HASTINGS LLP
2050 M Street NW
Washington, D.C. 20036
(202) 551-1700
(202) 551-1705 (fax)
*ServicePHSamsung-
ELM3DS@paulhastings.com*

YOUNG CONAWAY STARGATT &
TAYLOR, LLP

/s/ Adam W. Poff

Adam W. Poff (No. 3990)
Pilar G. Kraman (No. 5199)
Rodney Square
1000 North King Street
Wilmington, DE 19801
(302) 571-6600
*apoff@ycst.com
pkraman@ycst.com*

*Attorneys for Defendants Samsung Electronics
Co., Ltd., Samsung Semiconductor, Inc.,
Samsung Electronics America, Inc., and
Samsung Austin Semiconductor, LLC*

CERTIFICATE OF SERVICE

I, Adam W. Poff, hereby certify that on December 23, 2021, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

Joseph J. Farnan, Jr.
Brian E. Farnan
Michael J. Farnan
Farnan Law LLP
919 North Market Street, 12th Floor
Wilmington, DE 19801
farnan@farnanlaw.com
bfarnan@farnanlaw.com
mfarnan@farnanlaw.com

John M. Hughes
Nosson D. Knobloch
Katherine L.I. Hacker
Daniel C. Taylor
Bartlit Beck LLP
1801 Wewatta Street, Suite 1200
Denver, CO 80202
john.hughes@bartlitbeck.com
nosson.knobloch@bartlitbeck.com
kat.hacker@bartlitbeck.com
dan.taylor@bartlitbeck.com

Matthew R. Ford
Bartlit Beck LLP
54 W. Hubbard Street, Suite 300
Chicago, IL 60654
matthew.ford@bartlitbeck.com

Adam K. Mortara
Bartlit Beck LLP
125 South Wacker Dr., Suite 300
Chicago, IL 60606
adam@mortalalaw.com

Attorneys for Plaintiff Elm 3DS Innovations, LLC.

YOUNG CONAWAY STARGATT &
TAYLOR, LLP

/s/ Adam W. Poff

Adam W. Poff (No. 3990)

Pilar G. Kraman (No. 5199)

YOUNG CONAWAY STARGATT &
TAYLOR, LLP

Rodney Square

1000 North King Street

Wilmington, DE 19801

(302) 571-6600

apoff@ycst.com

pkraman@ycst.com

*Attorneys for Defendants Samsung Electronics Co.,
Ltd., Samsung Semiconductor, Inc., Samsung
Electronics America, Inc., and Samsung Austin
Semiconductor, LLC*