

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MICROSOFT CORPORATION,

Plaintiff,

v.

SYNKLOUD TECHNOLOGIES, LLC,

Defendant.

C.A. No: 20-00007-RGA

**DEFENDANT SYNKLOUD TECHNOLOGIES, LLC'S MOTION TO DISMISS
PURSUANT TO FED. R. CIV. P. 12(b)(1), 12(h)(3), LACK OF STANDING AND 12(b)(6)**

Pursuant to Federal Rules of Civil Procedure 12(b)(1), 12(h)(3), Lack of Standing and 12(b)(6), Defendant SynKloud Technologies, LLC, by and through its undersigned counsel, moves to dismiss Plaintiff Microsoft Corporation's Complaint for Declaratory Judgment.

The grounds for this Motion are more fully set forth in Defendant's Memorandum of Law filed herewith and incorporated herein by reference. A Proposed Order is attached for Court's consideration.

Dated: February 26, 2020

OF COUNSEL:

Deepali Brahmbhatt
One LLP
4000 MacArthur Blvd.
East Tower, Suite 500
Newport Beach, CA 92660
Telephone: (949) 502-2870
Facsimile: (949) 258-5081
dbrahmbhatt@onellp.com

John Lord

KLEHR HARRISON
HARVEY BRANZBURG LLP

/s/ David S. Eagle
David S. Eagle (#3387)
Sean M. Brennecke (#4686)
919 Market Street, Suite 1000
Wilmington, Delaware 19801
Telephone: (302) 552-5518
Facsimile: (302) 426-9193
deagle@klehr.com
sbrennecke@klehr.com

One LLP
9301 Wilshire Blvd.
Penthouse Suite
Beverly Hills, CA 90210
Telephone: (310) 866-5157
Facsimile: (310) 943-2085
jlord@onellp.com

*Attorneys for Defendant SynKloud
Technologies, LLC*