

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

Case No. 1:22-cv-22706-RNS

BELL NORTHERN RESEARCH, LLC,

Plaintiff

v.

JURY TRIAL DEMANDED

HMD AMERICA, INC.; HMD GLOBAL OY;
SHENZHEN CHINO-E COMMUNICATION
CO., LTD.; HON HAI PRECISION
INDUSTRY CO., LTD; TINNO MOBILE
TECHNOLOGY CORP.; SHENZHEN
TINNO MOBILE CO., LTD.; TINNO USA,
INC.; UNISOC TECHNOLOGIES CO., LTD.;
SPREADTRUM COMMUNICATIONS USA,
INC.; WINGTECH TECHNOLOGY CO.;
LTD.; WINGTECH INTERNATIONAL,
INC.; BEST BUY CO., INC.; BEST BUY
STORES L.P.; TARGET CORP.; WALMART
INC.

Defendants.

**PLAINTIFF BELL NORTHERN RESEARCH LLC'S MOTION TO DISMISS
WITHOUT PREJUDICE DEFENDANTS HON HAI PRECISION INDUSTRY CO. LTD
AND SPREADTRUM COMMUNICATIONS USA, INC.**

Plaintiff Bell Northern Research, LLC, pursuant to Fed. R. Civ. P. 41(a)(2), hereby moves this Honorable Court to grant Plaintiff's motion for an order dismissing all claims in this action asserted against Defendants Hon Hai Precision Industry Co., Ltd. ("Hon Hai") and Spreadtrum Communications USA, Inc. ("Spreadtrum") without prejudice. Plaintiff submits that Defendants Hon Hai and Spreadtrum have not pleaded any counterclaims, and that the terms of this dismissal without prejudice are proper. Each Party to this case shall bear its own costs, expenses, and attorneys' fees. A proposed order of dismissal accompanies this motion.

Dated: February 3, 2023

Respectfully submitted,

/s/ Paul Richter

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CERTIFICATION OF PRE-FILING CONFERENCE

Pursuant to Local Rule 7.1(a)(3), the undersigned counsel for Plaintiff Bell Northern Research, LLC certifies that Plaintiff's counsel conferred on February 1–3, 2023 on all of the issues raised in this motion with counsel for all of the Defendants in this action that have entered an appearance, namely: HMD America, Inc., HMD Global Oy (collectively, "HMD"), Hon Hai Precision Industry Co. Ltd. ("Hon Hai"), Spreadtrum Communications USA, Inc. ("Spreadtrum"), Tinno Mobile Technology Corp., Shenzehn Tinno Mobile Co., Ltd., Tinno USA, Inc. (collectively, "Tinno"), Unisoc Technologies Co. Ltd. ("Unisoc"), Wingtech Technology Co. Ltd., Wingtech International, Inc. (collectively, "Wingtech"), Best Buy Co., Inc., Best Buy Stores L.P. (collectively, "Best Buy"), Target Corp. ("Target"), and Walmart Inc. ("Walmart").

Counsel for HMD, Target, and Best Buy indicated they do not oppose this motion with the understanding that "BNR will not use the absence of [Hon Hai and Spreadtrum] to prejudice the other defendants." Counsel for Walmart indicated that they will not oppose the motion in view of this representation. Counsel for Wingtech indicated that it does not oppose. Counsel for Unisoc and Spreadtrum indicated that it does not oppose. Counsel for Tinno indicated that it does not oppose.

Counsel for Hon Hai indicated it "does not agree to the statement that each party shall bear its own costs, expenses, and attorneys' fees. That sentence should be removed from the motion and the proposed order. Otherwise, Hon Hai does not oppose."

The movant has conferred with all parties or non-parties who may be affected by the relief requested.

/s/ Paul Richter
Paul Richter

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who have consented to electronic service are being served with a copy of this document on February 3, 2023.

/s/ Paul Richter
Paul Richter