

**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.

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.,

Defendant(s).

JURY TRIAL DEMANDED

**PLAINTIFF BELL NORTHERN RESEARCH, LLC'S OPPOSITION TO DEFENDANTS
MOTION TO MODIFY SCHEDULING ORDER**

Plaintiff Bell Northern Research ("BNR") opposes Defendants HMD America, Inc., HMD Global Oy, Best Buy Co., Inc., Best Buy Stores L.P., Target Corp., and Walmart Inc.'s (collectively, "Defendants") Motion to Modify Scheduling Order [ECF No. 183] and states as follows:

1. Plaintiff has cooperated in good faith to resolve the Defendants' concerns regarding Plaintiff's infringement contentions, and provided supplemental contentions. Plaintiff has also not opposed Defendants' motions for enlargement to prepare its responsive contentions. See Joint Motion to Modify Scheduling Order [ECF No. 173], dated April 27, 2023, and Defendants' Unopposed Motion for Enlargement [ECF No. 179], dated June 8, 2023. Defendants have, to date,

filed invalidity contentions as to all but one asserted patent, U.S. Patent No. 6,696,941 (“the ‘941 Patent”).

2. Defendants have been aware of the separate claim construction deadlines since entry of the Amended Scheduling Order [ECF No. 174], on April 28, 2023, which called for service of supplemental contentions as to the ‘941 Patent. Defendants were also aware of the existing deadlines following such service on May 24, 2023. Nevertheless, Defendants did not seek the instant extension until approximately one week before the next deadline (to serve proposed terms for construction on June 23, 2023).

3. More critically, Defendants seek a full, multi-week extension of all claim construction deadlines in this action on the basis of an outstanding deadline to serve invalidity contentions as to one patent. Defendants agreed to and have been given the requested time to as to all other asserted patents. Simply put, a wholesale extension is not warranted under the circumstances.

WHEREFORE Plaintiff respectfully requests that Defendants’ Motion to Modify Scheduling Order [ECF No. 183] be denied.

Dated: June 20, 2023

/s/ Jose I. Rojas
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CERTIFICATE OF SERVICE

I hereby certify that on June 20, 2023, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

/s/ Jose I. Rojas

Jose I. Rojas

