

UNITED STATES DISTRICT COURT  
DISTRICT OF KANSAS

LOGANTREE LP,

Plaintiff,

vs.

GARMIN INTERNATIONAL, INC. and  
GARMIN USA, INC.,

Defendants.

Case No. 6:17-cv-01217

**GARMIN INTERNATIONAL, INC. AND GARMIN USA, INC.’S NOTICE TO THE  
COURT AND MOTION TO VACATE DEADLINES**

Garmin files this notice and motion to inform the Court that LoganTree notified Garmin of the passing of LoganTree’s principal officer, Theodore Brann, on Tuesday, August 31, 2021. Due to Mr. Brann’s passing, the parties have been unable to complete their meet and confer process relating to the Court’s August 5 Order (Dkt. 138) regarding reasonable attorneys’ fees for Garmin’s motion for protective order and the other issues. Under that Order, Garmin’s motion for attorneys’ fees is due on September 3, 2021. Prior to the Mr. Brann’s passing, the parties were engaged in the meet and confer process and were discussing resolution of all issues currently pending before the Court—attorneys’ fees, source code printouts, and expert report deadlines. The parties were making good progress on resolution of these issues but were unable to complete that process due to the death of LoganTree’s principal officer.

Given Mr. Brann’s death, Garmin requests that the Court vacate the current deadlines from its August 5 Order (Dkt. 138), as well as the remaining deadlines in the case (Dkt. 110) or, alternatively, extend the deadlines under Local Rule 6.1 to allow LoganTree time to appoint a new principal officer. Garmin further requests that the Court grant the parties 30 days to provide a status

report, so that LoganTree may regroup with its new principal officer and the parties can resume their meet and confer process. Garmin believes the parties were engaging in the meet and confer process in good faith and further believes the parties can reach a resolution to at least some of the issues, if LoganTree is given additional time to re-engage in these discussions. Garmin's request is not sought for delay or any dilatory motive, and the death of Mr. Brann constitutes good cause to delay and extend the remaining deadlines in the case.

Garmin discussed this proposal on a call on September 1, 2021, with LoganTree's counsel but was informed he presently had no authority to respond to the proposal.

Dated: September 2, 2021

Respectfully submitted,

/s/ Megan J. Redmond

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*Counsel for Defendants Garmin  
International, Inc. and Garmin USA, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that, on September 2, 2021, the foregoing notice and motion was served on all counsel of record via the Court's CM/ECF filing system.

By: /s/ Megan J. Redmond  
Megan J. Redmond