

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

PHILIPS NORTH AMERICA LLC,

Plaintiff,

v.

FITBIT, INC.,

Defendant.

Civil Action No. 1:19-cv-11586-FDS

**JOINT MOTION TO EXTEND THE TIME TO FILE DISCOVERY
MOTIONS RELATING TO PLAINTIFF'S APRIL 16, 2021 PRIVILEGE LOG**

The parties in the above-captioned matter file this joint motion seeking to further extend the deadline for Defendant, Fitbit, Inc. ("Fitbit"), to file discovery motions that relate to Plaintiff Philips North America LLC's ("Philips") April 16, 2021 privilege log. Fact discovery in this matter closed on March 23, 2021 and the current deadline for filing motions relating to Philips's April 16, 2021 privilege log is April 23, 2021.¹

This joint motion is supported by good cause. The extension will permit the parties to complete review of Philips's April 16, 2021 privilege log and to continue to meet and confer in an effort to resolve pending disputes without judicial intervention. The extension will not impact any other deadlines in this matter and will not cause prejudice or delay in this action. Further, all parties have agreed to this extension request.

WHEREFORE, the parties respectfully request that the Court grant this Joint Motion to

¹ Philips originally served its privilege log on March 23, 2021. After the parties met and conferred on March 26, Philips agreed to review and amend the March 23 log. Pursuant to that agreement, the parties filed a joint motion to extend the deadline for filing discovery motions related to that log. D.I. 169. The Court granted that extension in its April 7, 2021 order. D.I. 170. Philips served its amended log on Fitbit on April 16, 2021.

extend the deadline to May 21, 2021 for Fitbit to file discovery motions related to Philips's April 16, 2021 privilege log.

DATED: April 22, 2020

/s/ Karim Z. Oussayef

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LOCAL RULE 7.1(a)(2) CERTIFICATION

I, Karim Z. Oussayef, counsel for Defendant, hereby certifies that counsel for Defendant met and conferred with counsel for Plaintiff on April 22, 2021, wherein counsel for Plaintiff stated that they agree to this extension request.

/s/ Karim Z. Oussayef

CERTIFICATE OF SERVICE

I certify that this document is being filed through the Court's electronic filing system, which serves counsel for other parties who are registered participants as identified on the Notice of Electronic Filing (NEF). Any counsel for other parties who are not registered participants are being served by first class mail on the date of electronic filing.

/s/ Gregory F. Corbett