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UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

PHILIPS NORTH AMERICA LLC,)
)
Plaintiff,)
)
v.)
)
FITBIT LLC,)
)
Defendant.)

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

BEFORE THE HONORABLE F. DENNIS SAYLOR, CHIEF DISTRICT JUDGE

MOTION HEARING BY VIDEOCONFERENCE

Friday, June 24, 2022
2:08 p.m.

John J. Moakley United States Courthouse
One Courthouse Way
Boston, Massachusetts

Robert W. Paschal, RMR, CRR
Official Court Reporter
rwp.reporter@gmail.com



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1 know if you've talked about whether there's a sensible order.
2 And if you haven't, since Fitbit is -- has filed most of the
3 motions, I guess, I will probably, Mr. Shaw, turn it over to
4 you and let you proceed as you see fit. What I would like to
5 do is take each one of these in turn, in other words, you
6 know, hear one side and then the --

7 MR. SHAW: Sure, Your Honor. And --

8 THE COURT: -- the other. And just to let everyone
9 know the time frame that we have here, so I have a change of
10 plea that has been pushed back many multiple times at
11 three o'clock. So we're going to interrupt at 3:00 for that.
12 That ought to take 20 minutes to half an hour.

13 And then I have a case that's on trial that I'm
14 meeting with the parties at 4:30. So we have from 2:00 to
15 3:00, and then, you know, whatever, until 4:20, let's say,
16 and then we just have to make it fit into that slot. That's
17 all I have.

18 So -- all right. Mr. Shaw, the floor is yours.

19 MR. SHAW: Sure, Your Honor.

20 So what I was actually thinking -- and we haven't
21 discussed among the parties -- but you might recall that
22 Philips requested summary judgment of direct infringement,
23 and a number of our motions are basically predicated on the
24 same arguments that we made in opposition to their summary
25 judgment motion for direct infringement.

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