

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

IN RE NEO WIRELESS, LLC
PATENT LITIG.

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§ 2:22-md-03034-TGB
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§ HON. TERRENCE G. BERG
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NEO WIRELESS, LLC,

Plaintiff,

v.

TOYOTA MOTOR CORPORATION,
TOYOTA MOTOR NORTH
AMERICA, INC., TOYOTA MOTOR
SALES, U.S.A., INC., & TOYOTA
MOTOR ENGINEERING &
MANUFACTURING NORTH
AMERICA, INC., & TOYOTA
MOTOR CREDIT CORPORATION,

Defendants.

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§ 2:22-cv-11406-TGB
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§ HON. TERRENCE G. BERG
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§ **JURY TRIAL DEMANDED**
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**NEO WIRELESS, LLC'S AND TOYOTA MOTOR CORPORATION,
TOYOTA MOTOR NORTH AMERICA, INC., TOYOTA MOTOR SALES,
U.S.A., INC. & TOYOTA MOTOR ENGINEERING & MANUFACTURING
NORTH AMERICA, INC. & TOYOTA MOTOR CREDIT
CORPORATION'S SECOND AMENDED APPLICATION FOR
COMMISSION TO TAKE ORAL DEPOSITION OF JAPANESE
WITNESSES**

NOW COMES Neo Wireless, LLC (“Plaintiff”), and pursuant to Article 17 of the United States-Japan Consular convention, requests that the Court issue a Commission for the Taking of Voluntary Oral Depositions of the following listed individuals at the United States Consulate in Osaka, Japan or the United States Embassy Tokyo, Japan, commencing on or about October 25, 2023 at 8:45 a.m. and terminating on or about October 26, 2023 at 4:00 p.m.: Satoshi Hata, employee of Toyota Motor Corporation, 1 Toyota-Cho, Toyota City, Aichi Prefecture 471-8571, Japan.

NOW COMES Toyota Motor Corporation, Toyota Motor North America, Inc., Toyota Motor Sales, U.S.A., Inc., & Toyota Motor Engineering & Manufacturing North America, Inc. & Toyota Motor Credit Corporation (collectively, “Defendants”), and pursuant to Article 17 of the United States-Japan Consular convention, requests that the Court issue a Commission for the Taking of Voluntary Oral Depositions of the following listed individuals at the United States Consulate in Osaka, Japan commencing on or about October 25, 2023 at 8:45 a.m. and terminating on or about October 26, 2023 at 4:00 p.m.: Satoshi Hata, employee of Toyota Motor Corporation, 1 Toyota-Cho, Toyota City, Aichi Prefecture 471-8571, Japan.

Counsel for Defendants who will participate in the depositions in-person at the United States Consulate is Matthew Satchwell. Counsel for Defendants who

may participate in the depositions virtually via remote audio and/or videoconference are Paul Steadman, Brian Erickson, Dawn Jenkins, Shuzo Maruyama, Ankur Desai, Monica De Lazzari, Chris Katsantonis, and Farris Matariyeh.

Counsel for the Plaintiff who will participate in the depositions are Jason D. Cassady, Christopher S. Stewart, Daniel R. Pearson, Hamad M. Hamad, Bailey A. Blaies, James F. Smith, and James Yang. One of the aforementioned attorneys will participate in the depositions in-person at the United States Consulate, the remainder, may participate in the depositions virtually via remote audio and/or videoconference.

The proceedings will be reported, videotaped and/or interpreted by Planet Depos – American Realtime Court Reporters: Mary Allred, Jade King, Charlotte Lacey, Mark McClure, Jason Meadors, Giselle Mitchell, and Kadi Harmon (reporters); Trevor Price, Scott Yuken, Christie Jeon, Jeremy Dineen, Linda Fleet, Wendy Viner, and Joe Viner (videographers); Jeremy Dineen, Scott Yuken, Christie Jeon, Linda Fleet, Wendy Viner, and Joe Viner (technicians); and Naoko Selland, Mike Sekine, Hanako Kaku, Tobias “Toby” Rushbrook, and Yoshiko Iga (interpreters). The proceedings will also be interpreted by Ai Miyake.

WHEREFORE, ALL PREMISES CONSIDERED, Plaintiff and Defendants request that a Commission be issued by the Court pursuant to Article 17 of the United States-Japan Consular Convention.

DATED: September 27, 2023

Respectfully submitted,

/s/ Christopher S. Stewart

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Motor Sales, U.S.A., Inc. and Toyota
Motor Engineering &
Manufacturing North America, Inc.
and Toyota Motor Credit
Corporation***

CERTIFICATE OF SERVICE

I certify that counsel of record is being served with a copy of the foregoing document via the Court's CM/ECF system on September 27, 2023.

/s/ Christopher S. Stewart
Christopher S. Stewart