

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

IN RE NEO WIRELESS, LLC
PATENT LITIG.

Case No. 2:22-md-03034-TGB
HON. TERRENCE G. BERG
JURY TRIAL DEMANDED

**PLAINTIFF NEO WIRELESS, LLC'S MOTION TO STRIKE
DEFENDANTS' UNTIMELY PRIOR ART ELECTIONS**

Plaintiff Neo Wireless, LLC (“Plaintiff” or “Neo”) respectfully requests this Court to strike Defendants’ recently disclosed invalidity theories based on the “Project Angel” reference, including striking the Project Angel reference from Defendants’ final prior art elections and precluding Defendants from future reliance on the belatedly disclosed invalidity theories based on Project Angel. The complete bases for Plaintiff’s motion are set forth in the accompanying brief in support of this Motion to Strike.

Counsel for Neo conferred with counsel for Ford (on behalf of Defendants) by telephone on December 28, 2023. Counsel explained the basis for this motion but was unable to obtain concurrence on the relief sought.

A proposed order is being submitted herewith via email.

DATED: December 29, 2023

Respectfully submitted,

/s/ Jason D. Cassady

Jason D. Cassady

Texas State Bar No. 24045625

Email: jcassady@caldwellcc.com

Christopher S. Stewart

Texas State Bar No. 24079399

Email: cstewart@caldwellcc.com

CALDWELL CASSADY CURRY P.C.

2121 N. Pearl St., Suite 1200

Dallas, Texas 75201

Telephone: (214) 888-4848

Facsimile: (214) 888-4849

Jaye Quadrozzi (P71646)

Email: quadrozzi@youngpc.com

YOUNG, GARCIA & QUADROZZI, PC

2775 Stansbury Blvd., Suite 125

Farmington Hills, Michigan 48334

Telephone: (248) 353-8620

**ATTORNEYS FOR PLAINTIFF
NEO WIRELESS LLC**

CERTIFICATE OF SERVICE

The undersigned certifies that on December 29, 2023, the foregoing document was filed electronically with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all attorneys of record.

/s/ Jason D. Cassady

Jason D. Cassady

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IN RE NEO WIRELESS, LLC
PATENT LITIG.

Case No. 2:22-md-03034-TGB
HON. TERRENCE G. BERG
JURY TRIAL DEMANDED

**PLAINTIFF NEO WIRELESS, LLC'S BRIEF IN SUPPORT OF MOTION
TO STRIKE DEFENDANTS' UNTIMELY PRIOR ART ELECTIONS**

TABLE OF CONTENTS

I. INTRODUCTION1

II. BACKGROUND2

III. ARGUMENT6

IV. CONCLUSION10

TABLE OF AUTHORITIES

Cases

ChemFree Corp. v. J. Walter, Inc.
250 F.R.D. 570 (N.D. Ga. 2007).....8, 9

Kimberly-Clark Worldwide, Inc. v. First Quality Baby Prods., LLC
No. 09-C-0916, 2011 WL 13077073 (E.D. Wis. Aug. 26, 2011).....7

O2 Micro Intern. Ltd. v. Monolithic Power Systems, Inc.
467 F.3d 1355 (Fed. Cir. 2006).....10

Webasto Thermo & Comfort N. Am., Inc. v. BesTop, Inc.
No. 16-cv-13456, 2019 WL 2171262 (E.D. Mich. May 20, 2019)7, 10

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