

**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

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**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  
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HON. TERRENCE G. BERG  
JURY TRIAL DEMANDED

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

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