

CLOSED, PaperDocuments, MEDIATION-CJB, PATENT

**U.S. District Court  
District of Delaware (Wilmington)  
CIVIL DOCKET FOR CASE #: 1:13-cv-01792-LPS**

SecureBuy LLC v. CardinalCommerce Corporation  
Assigned to: Judge Leonard P. Stark  
Cause: 28:2201 Declaratory Judgment

Date Filed: 11/01/2013  
Date Terminated: 06/17/2014  
Jury Demand: Plaintiff  
Nature of Suit: 830 Patent  
Jurisdiction: Federal Question

**Plaintiff**

**SecureBuy LLC**

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**Defendant**

**CardinalCommerce Corporation**

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**Counter Claimant****CardinalCommerce Corporation**

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V.

**Counter Defendant****SecureBuy LLC**

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**David M. Fry**  
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**Karen Elizabeth Keller**  
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| <b>Date Filed</b> | <b>#</b>                 | <b>Docket Text</b>   |
|-------------------|--------------------------|--|
| 11/01/2013        | <a href="#"><u>1</u></a> | COMPLAINT FOR DECLARATORY JUDGMENT - filed with Jury Demand against CardinalCommerce Corporation. Magistrate Consent Notice to Pltf. ( Filing fee \$ 400, receipt number 0311-1398533.) - filed by SecureBuy LLC. (Attachments: # <a href="#"><u>1</u></a> Exhibit A-C, # <a href="#"><u>2</u></a> Civil Cover Sheet)(mdb) (Entered: 11/01/2013) |
| 11/01/2013        | <a href="#"><u>2</u></a> | Notice, Consent and Referral forms re: U.S. Magistrate Judge jurisdiction. (mdb) (Entered: 11/01/2013)   |
| 11/01/2013        | <a href="#"><u>3</u></a> | Report to the Commissioner of Patents and Trademarks for Patent/Trademark Number(s) US 8,140,429 B2; US 7,051,002 B2; US 7,693,783 B2;. (mdb) (Entered: 11/01/2013)  |
| 11/01/2013        | <a href="#"><u>4</u></a> | Disclosure Statement pursuant to Rule 7.1 filed by SecureBuy LLC identifying Corporate Parent SignatureLink Inc. for SecureBuy LLC. (mdb)  |

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|------------|--------------------|---|
|            |                    | (Entered: 11/01/2013)   |
| 11/01/2013 |                    | Summons Issued with Magistrate Consent Notice attached as to CardinalCommerce Corporation on 11/1/2013. Requesting party or attorney should pick up issued summons at the Help Desk, Room 4209, or call 302-573-6170 and ask the Clerk to mail the summons to them. (mdb) (Entered: 11/01/2013)   |
| 11/06/2013 |                    | Case Assigned to Judge Leonard P. Stark. Please include the initials of the Judge (LPS) after the case number on all documents filed. (rjb) (Entered: 11/06/2013)   |
| 11/12/2013 | <a href="#">5</a>  | ANSWER to <a href="#">1</a> Complaint, with Jury Demand , COUNTERCLAIM against SecureBuy LLC by CardinalCommerce Corporation. (Attachments: # <a href="#">1</a> Exhibit A through C)(Johnson, Edmond) (Entered: 11/12/2013)   |
| 11/12/2013 | <a href="#">6</a>  | Disclosure Statement pursuant to Rule 7.1 filed by CardinalCommerce Corporation identifying Corporate Parent no corporate parent or other affiliate for CardinalCommerce Corporation.. (McMillan, James) (Entered: 11/12/2013)  |
| 11/21/2013 | <a href="#">7</a>  | MOTION for Pro Hac Vice Appearance of Attorney Jennifer A. Albert, Mark J. Abate, and Michael S. DeVincenzo - filed by CardinalCommerce Corporation. (Attachments: # <a href="#">1</a> Certification of Jennifer A. Albert, # <a href="#">2</a> Certification of Mark J. Abate, # <a href="#">3</a> Certification of Michael S. DeVincenzo) (Johnson, Edmond) (Entered: 11/21/2013) |
| 11/21/2013 |                    | SO ORDERED, re <a href="#">7</a> MOTION for Pro Hac Vice Appearance of Attorney Jennifer A. Albert, Mark J. Abate, and Michael S. DeVincenzo filed by CardinalCommerce Corporation. Signed by Judge Leonard P. Stark on 11/21/13. (ntl) (Entered: 11/21/2013)   |
| 12/02/2013 | <a href="#">8</a>  | MOTION to Dismiss for Failure to State a Claim <i>RE: DI 5 (Indirect Infringement Counterclaims)</i> - filed by SecureBuy LLC. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Keller, Karen) (Entered: 12/02/2013)   |
| 12/04/2013 |                    | Pro Hac Vice Attorney Mark J. Abate,Michael S. DeVincenzo for CardinalCommerce Corporation added for electronic noticing. (els) (Entered: 12/04/2013)   |
| 12/19/2013 | <a href="#">9</a>  | ANSWERING BRIEF in Opposition re <a href="#">8</a> MOTION to Dismiss for Failure to State a Claim <i>RE: DI 5 (Indirect Infringement Counterclaims)</i> filed by CardinalCommerce Corporation.Reply Brief due date per Local Rules is 12/30/2013. (Johnson, Edmond) (Entered: 12/19/2013)   |
| 12/30/2013 | <a href="#">10</a> | REPLY BRIEF re <a href="#">8</a> MOTION to Dismiss for Failure to State a Claim <i>RE: DI 5 (Indirect Infringement Counterclaims)</i> filed by SecureBuy LLC. (Keller, Karen) (Entered: 12/30/2013)   |
| 12/30/2013 | <a href="#">11</a> | DECLARATION re <a href="#">10</a> Reply Brief ( <i>Declaration of Jennifer Maisel</i> ) by SecureBuy LLC. (Attachments: # <a href="#">1</a> Exhibit A)(Keller, Karen) (Entered: 12/30/2013)   |
| 01/28/2014 | <a href="#">12</a> | MOTION for Preliminary Injunction <i>OR IN THE ALTERNATIVE, FOR</i>   |

|            |                    |   |
|------------|--------------------|---|
|            |                    | <i>EXPEDITED DISCOVERY AND TRIAL</i> - filed by CardinalCommerce Corporation. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Johnson, Edmond) (Entered: 01/28/2014)  |
| 01/28/2014 | <a href="#">13</a> | [SEALED] OPENING BRIEF in Support re <a href="#">12</a> MOTION for Preliminary Injunction <i>OR IN THE ALTERNATIVE, FOR EXPEDITED DISCOVERY AND TRIAL</i> filed by CardinalCommerce Corporation. Answering Brief/Response due date per Local Rules is 2/14/2014. (Attachments: # <a href="#">1</a> Certificate of Service)(Johnson, Edmond) (Entered: 01/28/2014)   |
| 01/28/2014 | <a href="#">14</a> | [SEALED] DECLARATION re <a href="#">13</a> Opening Brief in Support, <a href="#">12</a> MOTION for Preliminary Injunction <i>OR IN THE ALTERNATIVE, FOR EXPEDITED DISCOVERY AND TRIAL OF JACK D. GRIMES, PH.D.</i> by CardinalCommerce Corporation. (Attachments: # <a href="#">1</a> Certificate of Service) (Johnson, Edmond) (Entered: 01/28/2014)   |
| 01/28/2014 | <a href="#">15</a> | DECLARATION re <a href="#">14</a> Declaration, <i>Exhibits A through C for the Declaration of Jack D. Grimes, PH.D. In Support Of CardinalCommerce Corporation's Motion For Preliminary Injunction Or, In The Alternative, For Expedited Discovery And Trial</i> by CardinalCommerce Corporation. (Attachments: # <a href="#">1</a> Exhibit D through G)(Johnson, Edmond) (Entered: 01/28/2014)   |
| 01/28/2014 | <a href="#">16</a> | [SEALED] EXHIBIT re <a href="#">14</a> Declaration, <i>Exhibit H for the Declaration of Jack D. Grimes, PH.D. In Support Of CardinalCommerce Corporation's Motion For Preliminary Injunction Or, In The Alternative, For Expedited Discovery And Trial</i> by CardinalCommerce Corporation. (Attachments: # <a href="#">1</a> Exhibit I, # <a href="#">2</a> Certificate of Service)(Johnson, Edmond) (Entered: 01/28/2014)                                   |
| 01/28/2014 | <a href="#">17</a> | [SEALED] DECLARATION re <a href="#">13</a> Opening Brief in Support, <a href="#">12</a> MOTION for Preliminary Injunction <i>OR IN THE ALTERNATIVE, FOR EXPEDITED DISCOVERY AND TRIAL OF MICHAEL A. KERESMAN, III</i> by CardinalCommerce Corporation. (Attachments: # <a href="#">1</a> Exhibit J, # <a href="#">2</a> Exhibit K, # <a href="#">3</a> Certificate of Service)(Johnson, Edmond) (Entered: 01/28/2014)   |
| 01/28/2014 | <a href="#">18</a> | DECLARATION re <a href="#">13</a> Opening Brief in Support, <a href="#">12</a> MOTION for Preliminary Injunction <i>OR IN THE ALTERNATIVE, FOR EXPEDITED DISCOVERY AND TRIAL OF MICHAEL S. DEVINCENZO</i> by CardinalCommerce Corporation. (Attachments: # <a href="#">1</a> Exhibit M through T, # <a href="#">2</a> Exhibit U through Z, # <a href="#">3</a> Certificate of Service)(Johnson, Edmond) (Entered: 01/28/2014)                                 |
| 01/29/2014 | <a href="#">19</a> | NOTICE of filing the following Non-Paper material(s) in multi media format: DVD containing the transcript of Mr. Wooton's podcast, which is cited as Exhibit L In the Declaration of Michael A. Keresman in support of Defendant's Motion for Preliminary Injunction. Original Non-paper material(s) to be filed with the Clerk's Office. Notice filed by Edmond D. Johnson on behalf of CardinalCommerce Corporation (Johnson, Edmond) (Entered: 01/29/2014) |
| 01/29/2014 | 20                 | ORAL ORDER: Having reviewed Defendant CardinalCommerce Corporation's Motion for a Preliminary Injunction or, in the alternative, for Expedited Discovery and Trial (D.I. 12) and Defendant's Opening Brief (D.I. 13), IT IS HEREBY ORDERED that Plaintiff SecureBuy, LLC shall file a   |

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