

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

HONORABLE ANDREW J. GUILFORD, JUDGE PRESIDING

UNIVERSAL ELECTRONICS, INC.,	)	
	)	
	)	
	)	
Plaintiff,	)	
	)	
	)	
	)	
Vs.	)	No. SACV12-00329-AG
	)	
	)	
UNIVERSAL REMOTE CONTROL, INC.,	)	
	)	
	)	
	)	
Defendant.	)	
	)	
	)	

---

REPORTER'S TRANSCRIPT OF PROCEEDINGS  
*JURY INSTRUCTION HEARING*  
SANTA ANA, CALIFORNIA  
TUESDAY, MAY 6, 2014

MIRIAM V. BAIRD, CSR 11893, CCRA  
OFFICIAL U.S. DISTRICT COURT REPORTER  
411 WEST FOURTH STREET, SUITE 1-053  
SANTA ANA, CALIFORNIA 92701  
(714) 894-5384  
MVB11893@AOL.COM

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

A P P E A R A N C E S

**IN BEHALF OF THE PLAINTIFF,  
UNIVERSAL ELECTRONICS, INC., :**

CHRISTOPHER J. LEE  
FREDERICK C. LANEY  
LAURA KENNEALLY  
NIRO HALLER AND NIRO LTD  
181 WEST MADISON STREET  
SUITE 4600  
CHICAGO, IL 60602  
312-236-0733

**IN BEHALF OF THE DEFENDANT,  
UNIVERSAL REMOTE CONTROL,  
INC. :**

THEODORE W. CHANDLER  
TEAGUE DONAHEY  
CYNTHIA CHI  
SIDLEY AUSTIN LLP  
555 WEST 5TH STREET SUITE  
4000  
LOS ANGELES, CA 90013-3000  
213-896-5830

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

INDEX

PAGE :

\*\*\*\*\*

Marked Colloquy

53

\*\*\*\*\*

1 SANTA ANA, CALIFORNIA; TUESDAY, MAY 6, 2014; 0900

2 ---

3

4 THE CLERK: SACV12-0329-AG. Universal Electronics,  
5 Inc., vs. Universal Remote Control, Inc.

6 THE COURT: Can I have the appearances, please.

7 MR. LEE: Good morning, Your Honor.

8 Christopher Lee, Chris Laney, Laura Kenneally, and  
9 Brian Haan on behalf of plaintiff Universal.

10 THE COURT: Let's go over that again. Christopher  
11 Lee --

12 MR. LEE: Chris Laney, Laura Kenneally, and Brian  
13 Haan.

14 THE COURT: From the defense?

15 MR. DONAHEY: Thank you, Your Honor.

16 Teague Donahey with my colleague Ted Chandler and  
17 Cynthia Chi for defendant URC.

18 THE COURT: We have Ted Chandler, Cynthia Chi, and  
19 who else?

20 MR. DONAHEY: I'm Teague Donahey.

21 THE COURT: All right.

22 The Court has observed among some of those in the  
23 courtroom a possible proclivity to last-minute settlements.  
24 When was the last time you had settlement discussions?

25 MR. LEE: Your Honor, the last settlement

1 discussion took place by way of exchange of settlement and  
2 counter offer last week. That was the fourth or fifth  
3 exchange the parties had. This morning, I informed the  
4 defendant that unfortunately, despite our best efforts,  
5 parties are simply too far apart to resolve this lawsuit.

6 THE COURT: What does the defense say?

7 MR. DONAHEY: Well, Your Honor, I understand that  
8 while we were arriving at court, they sent us a response to  
9 our most recent counter proposal, and the response was that  
10 they were no longer interested in engaging in settlement  
11 discussions. So to the extent that's the case, I agree with  
12 counsel that we sort of reached an impasse at this point.

13 THE COURT: Was that the message communicated  
14 you're no longer interested in engaging in settlement  
15 discussions?

16 MR. LEE: No, Your Honor. What we did is we  
17 rejected their last offer on the basis that one, parties are  
18 too far apart --

19 THE COURT: Hold on. I don't want to get deep into  
20 it. Counsel just said you folks said you're no longer  
21 interested in settlement discussions.

22 You didn't say that?

23 MR. LEE: No. In fact, our last sentence in the  
24 response simply said we remain open, flexible, and willing to  
25 talk to them during trial and after trial, at least for

# Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

## Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

## Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

## Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

## API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

## LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

## FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

## E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.