

1 *Counsel in Signature Block*

2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

BLACKBERRY LIMITED,

Plaintiff,

v.

FACEBOOK, INC., WHATSAPP INC.,
and INSTAGRAM LLC,

Defendants.

SNAP INC.,

Defendant.

Case Nos. 2:18-cv-01844;
2:18-cv-02693 GW(KSx)

**NOTICE WITHDRAWING
PRE-INSTITUTION
MOTION TO STAY IN VIEW OF
COURT'S GUIDANCE**

The Hon. George H. Wu

Hearing Date: May 20, 2019
Time: 8:30 A.M.
Place: Courtroom 9D

1 On April 16, Defendants Facebook, Inc., WhatsApp Inc., and Instagram, LLC
2 (collectively, the “Facebook Defendants”) and Snap Inc. (“Snap”) filed a motion to stay
3 pending *inter partes* review institution decisions by the Patent Office. (Dkt. 161-1.)
4 All asserted claims are subject to pending petitions for *inter partes* review before the
5 Patent Office.

6 The Court subsequently informed the parties that it has a “practice to deny
7 motions to stay until after the PTAB has made a decision regarding whether it will
8 actually institute an IPR”. (Dkt. 166 at 2.) In view of the Court’s guidance, pursuant
9 to Civil Local Rule 7-16, Defendants hereby withdraw their motion to stay (Dkt. 161),
10 without prejudice to renewing the motion after receipt of institution decisions from the
11 Patent Office on the IPR petitions.

12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1
2 Dated: April 26, 2019

RESPECTFULLY SUBMITTED,

3
4 /s/ Heidi L. Keefe

5 COOLEY LLP
6 HEIDI L. KEEFE (178960)
7 (hkeefe@cooley.com)
8 MARK R. WEINSTEIN (193043)
9 (mweinstein@cooley.com)
10 MATTHEW J. BRIGHAM (191428)
11 (mbrigham@cooley.com)
12 3175 Hanover Street
13 Palo Alto, CA 94304-1130
14 Telephone: (650) 843-5000
15 Facsimile: (650) 849-7400

16 COOLEY LLP
17 MICHAEL G. RHODES (116127)
18 (rhodesmg@cooley.com)
19 101 California Street, 5th Floor
20 San Francisco, CA 94111-5800
21 Telephone: (415) 693-2000
22 Facsimile: (415) 693-2222

23
24
25
26
27
28 Attorneys for Defendants
FACEBOOK, INC., WHATSAPP INC.,
INSTAGRAM, INC., and
INSTAGRAM, LLC

1 DATED: April 26, 2019

RESPECTFULLY SUBMITTED,

2
3 By */s/ Chad J. Peterman*

4 PAUL HASTINGS LLP
5 YAR R. CHAIKOVSKY (SB# 175421)
6 yarchaikovsky@paulhastings.com
7 PHILIP OU (SB# 259896)
8 philipou@paulhastings.com
9 DAVID OKANO (SB# 278485)
10 davidokano@paulhastings.com
11 1117 S. California Avenue
12 Palo Alto, California 94304
13 Telephone: 1(650) 320-1800
14 Facsimile: 1(650) 320-1900

15 CHAD J. PETERMAN (*Pro Hac Vice*)
16 chadpeterman@paulhastings.com
17 200 Park Avenue
18 New York, New York 10166
19 Telephone: (212) 319-6000
20 Facsimile: (212) 319-4090

21 THOMAS ZACCARO (SB# 183241)
22 thomaszaccaro@paulhastings.com
23 515 South Flower Street
24 Twenty-Fifth Floor
25 Los Angeles, California 90071
26 Telephone: (213) 683-6000
27 Facsimile: (213) 996-3146

28 *Attorney for Defendant Snap Inc.*

FILER’S ATTESTATION

I, Heidi L. Keefe, am the ECF user whose ID and password are being used to file this NOTICE WITHDRAWING PRE-INSTITUTION MOTION TO STAY IN VIEW OF COURT’S GUIDANCE. Pursuant to L.R. 5-4.3.4(a)(2), I hereby attest that counsel for Snap concurred in the filing of this document.

/s/ Heidi L. Keefe
Heidi L. Keefe

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
26
27
28