

1 *Counsel in Signature Block*

2
3
4
5 UNITED STATES DISTRICT COURT
6 CENTRAL DISTRICT OF CALIFORNIA

7 BLACKBERRY LIMITED,

8 Plaintiff,

9 v.

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

12 Defendants.

13
14
15 SNAP INC.,

16 Defendant.

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

**DEFENDANTS' NOTICE AND
MOTION TO STAY PENDING
INTER PARTES REVIEW**

The Hon. George H. Wu

Hearing Date: May 16, 2019

Time: 8:30 A.M.

Place: Courtroom 9D

1 **PLEASE TAKE NOTICE** that on May 16, 2019, at 8:30 a.m., or as soon as the
2 matter may be heard, in this Court, located at United States Courthouse,
3 350 West 1st Street, Los Angeles, CA, 90012, Courtroom 9D, 9th Floor, Defendants
4 Facebook, Inc., WhatsApp Inc., and Instagram, LLC (collectively,
5 the “Facebook Defendants”) and Snap Inc. (“Snap”) will and hereby do move to stay
6 this eleven-patent case pending *inter partes* review institution decisions by the
7 Patent Office.

8 This motion is based upon this notice, the accompanying memorandum of points
9 and authorities, the declaration of Matthew J. Brigham (and accompanying exhibits),
10 the declaration of Chad Peterman (and accompanying exhibits), the proposed order, and
11 upon such other and further matters, papers, and arguments as may be submitted to the
12 Court.

13 This motion is made following the conference of counsel pursuant to L.R. 7-3,
14 which took place on April 5 and April 9, 2019.

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

1
2 Dated: April 16, 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 16, 2019

RESPECTFULLY SUBMITTED,

2
3 By */s/ Yar R. Chaikovsky*

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 DEFENDANTS’ NOTICE AND MOTION TO STAY PENDING INTER PARTES REVIEW. 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

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.