

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

UNILOC 2017 LLC,

Plaintiff,

v.

GOOGLE LLC,

Defendant.

Civil Action Nos. 2:18-cv-00548, 550,
551, 552, 553-JRG

JURY TRIAL DEMANDED

JOINT SUBMISSION PURSUANT TO COURT'S ORDER OF MARCH 20, 2020

On February 14, 2020, this Court *sua sponte* stayed the above-listed cases (“Wave 2 Cases”) between the parties for 30 days (“Initial Stay”). *See e.g.*, -553 Case, Dkt. 153. In the Order, the Court noted:

Considering the Order issued by the Court of Appeals for the Federal Circuit on February 13, 2020 in *In re Google LLC*, Case No. 2019-126, 2020 WL 728165 (Fed. Cir. Feb. 13, 2020), and in order to allow the parties and the Court to receive any further guidance that may come from action by the Court of Appeals on a timely request for rehearing *en banc* . . .

Id.

The Court ordered the parties to “file a Joint Notice concerning the positions of the parties on further proceedings as soon as the stay expires.” *Id.* The Court subsequently extended the deadline to submit the Joint Notice until March 18, 2020. *E.g.*, -553 Case, Dkt. 158 at 2. On March 20, the Court granted the parties’ request to continue the stay for another sixty days due to a petition for rehearing *en banc* filed by Super Interconnect Technologies LLC (“SIT”) in *In re Google LLC*. *See, e.g.*, -553 Case, Dkt. 165. On May 15, 2020, the Court of Appeals

for the Federal Circuit denied SIT's petition for a rehearing *en banc*. The current stay in the above-captioned cases expires on May 19, 2020.

The parties agree that the stay should be continued for the earlier of sixty days or this Court's ruling on Google's Renewed Motions to Dismiss for Lack of Standing and Improper Venue and Renewed Motion to Transfer Venue to the Northern District of California Under 28 U.S.C. § 1404 (-00548 Case, Dkt. 78, 79; -00550 Case, Dkt. 71, 72; -00551 Case, Dkt. 70, 71; -00552 Case, Dkt. 71, 72; -00553 Case, Dkt. 71, 72) in view of the Federal Circuit's denial in *In re Google LLC* and this Court's guidance during the May 15, 2020 hearing in the Wave 1 cases (Civil Action Nos. 2:18-cv-00491, -492, -493, -496, -497, -499, -502, -503, and -504) regarding grouping and prioritizing those cases for trial and the need to complete discovery in those cases in short order. Should Google's motions still be pending upon the expiration of the sixty days, the parties will file a joint notice concerning the positions of the parties on further proceedings.

Dated: May 19, 2020

Respectfully submitted by:

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by Michael E. Jones

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