

## Gross, J. Karl

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**From:** Hartmann, H. Michael  
**Sent:** Monday, April 27, 2020 6:07 PM  
**To:** jennifer.tempesta@bakerbotts.com  
**Cc:** Paul.Ragusa@BakerBotts.com; Wittmann, Robert T.; Mueller, Wesley  
**Subject:** RE: VARTA v. PEAG LLC (E.D.Tex. No. 2:20-71) and VARTA v. Audio Partnership LLC (N.D.Ill. No. 1:20-1568)

Thank you for your call and the note, Jennifer. As I indicated, I will raise these matters with the client at the earliest possible time, and hope to have further word in a few days.

Mike

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**From:** jennifer.tempesta@bakerbotts.com <jennifer.tempesta@bakerbotts.com>  
**Sent:** Monday, April 27, 2020 2:37 PM  
**To:** Hartmann, H. Michael <mhartmann@leydig.com>  
**Cc:** Paul.Ragusa@BakerBotts.com  
**Subject:** VARTA v. PEAG LLC (E.D.Tex. No. 2:20-71) and VARTA v. Audio Partnership LLC (N.D.Ill. No. 1:20-1568)

Michael,

Thank you for taking the time to discuss the above-referenced matters earlier today. As discussed, we represent defendants PEAG LLC d/b/a JLab Audio and Audio Partnership LLC d/b/a Cambridge Audio in these matters. As I indicated on the call, we propose that the parties in the Audio Partnership case in Illinois file an unopposed or joint motion to transfer to the E.D. Tex. and seek consolidation of the Audio Partnership action with the PEAG action in Texas. We view this as the most efficient approach since the accused products in these actions are the same. Please let us have your position on this proposal. If VARTA agrees, we will prepare a draft filing for your review.

In line with the goal of having the PEAG and Audio Partnership cases on the same schedule, we relatedly seek your approval to file an unopposed application for extension of time to answer in the PEAG case for a period of 30 days while we work to get the Audio Partnership case transferred and consolidated. PEAG's response to the complaint is currently due to be filed on April 29.

Please let us have your views on the above at your earliest convenience, and let me know if a further call would be helpful to discuss any of the above.

Regards,  
Jennifer

**Jennifer Tempesta**

*Partner*

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