PATENT

U.S. District Court [LIVE] **Western District of Texas (Waco)** CIVIL DOCKET FOR CASE #: 6:20-cv-00663-ADA

KOSS Corporation v. Plantronics, Inc., et. al.

Assigned to: Judge Alan D Albright Related Case: 6:20-cv-00665-ADA Cause: 35:271 Patent Infringement

Plaintiff

KOSS Corporation

Date Filed: 07/22/2020 Jury Demand: Both Nature of Suit: 830 Patent Jurisdiction: Federal Question

represented by Gina A Johnson

K&L Gates, LLP 70 W. Madison Street, Suite 3100 Chicago, IL 60602 $(312) \overline{327} - 1121$ Fax: (312) 827-8000 Email: gina.johnson@klgates.com LEAD ĂTTŎRNEY ATTORNEY TO BE NOTICED

James A. Shimota

K&L Gates LLP 70 W. Madison Street, Suite 3300 Chicago, IL 60602 $(312)\ 807 - 4299$ Fax: (312) 827-8000 Email: <u>iim.shimota@klgates.com</u> LEAD ATTORNEY ATTORNEY TO BE NOTICED

Benjamin E. Weed

K&L Gates, LLP 70 W. Madison Street, Suite 3100 Chicago, IL 60602 (312) 327-1121Fax: (312) 827-8000 Email: benjamin.weed@klgates.com ATTORNEY TO BE NOTICED

Erik J. Halverson

K&L Gates, LLP 70 W. Madison Street, Suite 3100 Chicago, IL 60602 312-807-4240 Fax: 312-345-8529 Email: erik.halverson@klgates.com ATTORNEY TO BE NOTICED

Peter E. Soskin

K&L Gates LLP Four Embarcadero Center, Suite 1200 San Francisco, CA 94111 415-882-8200 Fax: 415-882-8220 Email: peter.soskin@klgates.com PRO HAC VICE ATTORNEY TO BE NOTICED

Philip A. Kunz

K&L Gates, LLP



Case: 6:20-cv-663 As of: 03/16/2021 10:19 AM CDT 2 of 8

312-807-4294 Fax: 312-345-9983

Email: philip.kunz@klgates.com

PRO HAC VICE

ATTORNEY TO BE NOTICED

Darlene Ghavimi

K&L Gates 2801 Via Fortuna Suite 350 Austin, TX 78746 512 482–6919 Fax: 512 482–6859

Email: <u>darlene.ghavimi@klgates.com</u> *ATTORNEY TO BE NOTICED*

V.

Defendant

Plantronics, Inc.

represented by Eimeric Reig-Plessis

Winston & Strawn LLP 275 Middlefield Road, Suite 205 Menlo Park, CA 94025 (650) 858–6500 Fax: (650) 858–6550 Email: ereigplessis@winston.com ATTORNEY TO BE NOTICED

Katherine Kelly Vidal

Winston & Strawn LLP 275 Middlefield Road, Suite 205 Menlo Park, CA 94025 (650) 858–6500 Fax: (650) 858–6550 Email: kvidal@winston.com ATTORNEY TO BE NOTICED

Katrina Gallagher Eash

Winston & Strawn LLP 2121 N. Pearl Street, Suite 900 Dallas, TX 75201 214–453–6500 Fax: 214–453–6400 Email: keash@winston.com ATTORNEY TO BE NOTICED

Samantha M. Lerner

Winston & Strawn LLP 35 W. Wacker Drive, Ste. 4100 Chicago, IL 60601 (312) 558–5600 Fax: (312) 558–5700 Email: slerner@winston.com ATTORNEY TO BE NOTICED

Defendant

Polycom, Inc.

represented by Eimeric Reig-Plessis

(See above for address)

ATTORNEY TO BE NOTICED

Katherine Kelly Vidal



Katrina Gallagher Eash (See above for address) ATTORNEY TO BE NOTICED

Samantha M. Lerner (See above for address) ATTORNEY TO BE NÓTICED

Counter Plaintiff

Plantronics, Inc.

represented by Eimeric Reig-Plessis (See above for address) ATTORNEY TO BE NÓTICED

> **Katherine Kelly Vidal** (See above for address) ATTORNEY TO BE NOTICED

> Katrina Gallagher Eash (See above for address) ATTORNEY TO BE NOTICED

> Samantha M. Lerner (See above for address) ATTORNEY TO BE NOTICED

Counter Plaintiff

Polycom, Inc.

represented by Eimeric Reig-Plessis

(See above for address) ATTORNEY TO BE NOTICED

Katherine Kelly Vidal (See above for address) ATTORNEY TO BE NOTICED

Katrina Gallagher Eash (See above for address) ATTORNEY TO BE NOTICED

Samantha M. Lerner (See above for address) ATTORNEY TO BE NÓTICED

V.

Counter Defendant

KOSS Corporation

represented by Gina A Johnson

(See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

James A. Shimota (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

Benjamin E. Weed (See above for address) ATTORNEY TO BE NOTICED

Erik J. Halverson



Case: 6:20-cv-663 As of: 03/16/2021 10:19 AM CDT 4 of 8

ATTORNEY TO BE NOTICED

Peter E. Soskin (See above for address) *ATTORNEY TO BE NOTICED*

Philip A. Kunz (See above for address) ATTORNEY TO BE NOTICED

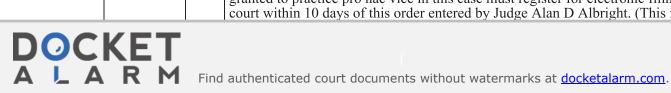
Darlene Ghavimi (See above for address) *ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
03/24/2020	<u>12</u>	STANDING ORDER from U.S. District Judge Alan D. Albright regarding scheduled civil hearings. Signed by Judge Alan D Albright. (Attachments: # 1 Supplemental Standing Order from Chief Judge Garcia re COVID19 Court Procedures)(mc5) (Entered: 07/24/2020)
07/22/2020	1	COMPLAINT (Filing fee \$ 400 receipt number 0542–13787940), filed by KOSS Corporation. (Attachments: # 1 Civil Cover Sheet, # 2 Exhibit A, # 3 Exhibit B, # 4 Exhibit C, # 5 Exhibit D, # 6 Exhibit E, # 7 Exhibit F, # 8 Exhibit G, # 9 Exhibit H, # 10 Exhibit I)(Ghavimi, Darlene) (Attachment 1 replaced on 7/23/2020) (am). (Entered: 07/22/2020)
07/22/2020	<u>2</u>	REQUEST FOR ISSUANCE OF SUMMONS by KOSS Corporation. (Ghavimi, Darlene) (Main Document 2 replaced on 7/23/2020) (am). (Entered: 07/22/2020)
07/22/2020	<u>3</u>	REQUEST FOR ISSUANCE OF SUMMONS by KOSS Corporation. (Ghavimi, Darlene) (Main Document 3 replaced on 7/23/2020) (am). (Entered: 07/22/2020)
07/22/2020	4	Notice of Filing of Patent/Trademark Form (AO 120). AO 120 forwarded to the Director of the U.S. Patent and Trademark Office. (Ghavimi, Darlene) (Main Document 4 replaced on 7/23/2020) (am). (Entered: 07/22/2020)
07/22/2020	<u>5</u>	Certificate of Interested Parties by KOSS Corporation. (Ghavimi, Darlene) (Entered: 07/22/2020)
07/22/2020	<u>6</u>	MOTION to Appear Pro Hac Vice by Darlene Ghavimi <i>for Benjamin J. Weed</i> (Filing fee \$ 100 receipt number 0542–13787960) by on behalf of KOSS Corporation. (Ghavimi, Darlene) (Entered: 07/22/2020)
07/22/2020	7	MOTION to Appear Pro Hac Vice by Darlene Ghavimi <i>for Philip A. Kunz</i> (Filing fee \$ 100 receipt number 0542–13787964) by on behalf of KOSS Corporation. (Ghavimi, Darlene) (Entered: 07/22/2020)
07/22/2020	8	MOTION to Appear Pro Hac Vice by Darlene Ghavimi <i>for Erik Halverson</i> (Filing fee \$ 100 receipt number 0542–13787966) by on behalf of KOSS Corporation. (Ghavimi, Darlene) (Entered: 07/22/2020)
07/22/2020	9	MOTION to Appear Pro Hac Vice by Darlene Ghavimi <i>for Peter E. Soskin</i> (Filing fee \$ 100 receipt number 0542–13787967) by on behalf of KOSS Corporation. (Ghavimi, Darlene) (Entered: 07/22/2020)
07/23/2020	<u>10</u>	Summons Issued as to Plantronics, Inc (am) (Entered: 07/23/2020)
07/23/2020	<u>11</u>	Summons Issued as to Polycom, Inc (am) (Entered: 07/23/2020)
07/23/2020		Case assigned to Judge Alan D Albright. CM WILL NOW REFLECT THE JUDGE INITIALS AS PART OF THE CASE NUMBER. PLEASE APPEND THESE JUDGE INITIALS TO THE CASE NUMBER ON EACH DOCUMENT THAT YOU FILE IN THIS CASE. (am) (Entered: 07/23/2020)
07/24/2020		Text Order GRANTING 6 Motion to Appear Pro Hac Vice. Before the Court is the



Case: 6:20-cv-663 As of: 03/16/2021 10:19 AM CDT 5 of 8

		for Admission Pro Hac Vice is GRANTED. IT IS FURTHER ORDERED that Applicant, if he/she has not already done so, shall immediately tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Rule AT–I (f)(2). Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Alan D Albright. (This is a text–only entry generated by the court. There is no document associated with this entry.) (jy) (Entered: 07/24/2020)
07/24/2020		Text Order GRANTING 7 Motion to Appear Pro Hac Vice. Before the Court is the Motion for Admission Pro Hac Vice. The Court, having reviewed the Motion, finds it should be GRANTED and therefore orders as follows: IT IS ORDERED the Motion for Admission Pro Hac Vice is GRANTED. IT IS FURTHER ORDERED that Applicant, if he/she has not already done so, shall immediately tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Rule AT–I (f)(2). Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Alan D Albright. (This is a text–only entry generated by the court. There is no document associated with this entry.) (jy) (Entered: 07/24/2020)
07/24/2020		Text Order GRANTING <u>8</u> Motion to Appear Pro Hac Vice. Before the Court is the Motion for Admission Pro Hac Vice. The Court, having reviewed the Motion, finds it should be GRANTED and therefore orders as follows: IT IS ORDERED the Motion for Admission Pro Hac Vice is GRANTED. IT IS FURTHER ORDERED that Applicant, if he/she has not already done so, shall immediately tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Rule AT–I (f)(2). Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Alan D Albright. (This is a text—only entry generated by the court. There is no document associated with this entry.) (jy) (Entered: 07/24/2020)
07/24/2020		Text Order GRANTING 2 Motion to Appear Pro Hac Vice. Before the Court is the Motion for Admission Pro Hac Vice. The Court, having reviewed the Motion, finds it should be GRANTED and therefore orders as follows: IT IS ORDERED the Motion for Admission Pro Hac Vice is GRANTED. IT IS FURTHER ORDERED that Applicant, if he/she has not already done so, shall immediately tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Rule AT–I (f)(2). Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Alan D Albright. (This is a text–only entry generated by the court. There is no document associated with this entry.) (jy) (Entered: 07/24/2020)
07/28/2020	<u>13</u>	SUMMONS Returned Executed by KOSS Corporation. Plantronics, Inc. served on 7/27/2020, answer due 8/17/2020. (Ghavimi, Darlene) (Entered: 07/28/2020)
07/28/2020	<u>14</u>	SUMMONS Returned Executed by KOSS Corporation. Polycom, Inc. served on 7/27/2020, answer due 8/17/2020. (Ghavimi, Darlene) (Entered: 07/28/2020)
08/11/2020	<u>15</u>	MOTION to Appear Pro Hac Vice by Darlene Ghavimi <i>on behalf of Gina A. Johnson</i> (Filing fee \$ 100 receipt number 0542–13849158) by on behalf of KOSS Corporation. (Attachments: # 1 Proposed Order)(Ghavimi, Darlene) (Entered: 08/11/2020)
08/11/2020		Text Order GRANTING 15 Motion to Appear Pro Hac Vice for Attorney Gina A Johnson for KOSS Corporation. Before the Court is the Motion for Admission Pro Hac Vice. The Court, having reviewed the Motion, finds it should be GRANTED and therefore orders as follows: IT IS ORDERED the Motion for Admission Pro Hac Vice is GRANTED. IT IS FURTHER ORDERED that Applicant, if he/she has not already done so, shall immediately tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Rule AT–I (f)(2). Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order entered by Judge Alan D Albright. (This is a



DOCKET

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.

