

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

BILLJCO, LLC,

Plaintiff,

v.

CISCO SYSTEMS, INC.,

Defendants.

Case No. 2:21-cv-181

CISCO SYSTEMS INC'S MOTION TO TRANSFER VENUE

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I. INTRODUCTION

As evidenced by motions to transfer by both Apple and Hewlett Packard Enterprises (“HPE”), this lawsuit is deeply rooted in the Northern District of California. The accused technologies were developed by Apple, and as laid out by Apple’s motion to transfer from the Western District of Texas (Ex. A), the overwhelming majority of sources of proof lie in Northern California. The story is largely the same for Cisco’s sources of proof, as Cisco’s relevant witnesses and documents are found in Northern California as well. The collective motions to transfer of Apple, HPE, and Cisco will allow this case to be conducted in a single forum that is most convenient to numerous witnesses across three cases, and to satisfy the important goal of judicial economy that is critical in the § 1404(a) analysis. Accordingly, Cisco respectfully requests that the Court transfer this matter to the Northern District of California.

II. BACKGROUND

A. Procedural History

On May 25, 2021, BillJCo filed a civil complaint in this Court against Cisco, alleging patent infringement of three U.S. Patents based on sales of products that implement features of Apple’s iBeacon standard for use in iOS and Android apps. D.I. 1, ¶ 25.

On the same day, BillJCo also filed complaints against Apple in the Western District of Texas, and HPE in the Eastern District of Texas. *BillJCo, LLC v. Apple Inc.*, Civil Action No. 6-21-cv-00528 (W.D. Tex); *BillJCo, LLC v. Hewlett Packard Enterprise Company and Aruba Networks, Inc.*, Civil Action No. 2-21-cv-00183 (E.D. Tex). These two complaints allege infringement of the same patents asserted against Cisco, by use of the same iBeacon standard developed by Apple (“accused technology”).

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