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

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VARTA MICROBATTERY GMBH, § Plaintiff. § § §

v.

COSTCO WHOLESALE CORPORATION,

AMAZON.COM, INC.

BEST BUY STORES, L.P., ET AL.

PEAG, LLC

AUDIO PARTNERSHIP LLC, ET AL

SAMSUNG ELECTRONICS AMERICA, INC.

Defendants.

CIVIL ACTION NO. 2:20-cv-00051-JRG **LEAD CASE**

CIVIL ACTION NO. 2:20-cv-00052-JRG

CIVIL ACTION NO. 2:20-cv-00054-JRG

CIVIL ACTION NO. 2:20-cv-00071-JRG

CIVIL ACTION NO. 2:20-cv-00138-JRG

CIVIL ACTION NO. 2:20-cv-00029-JRG

ORDER

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Before the Court is the Stipulation of Partial Dismissal (the "Stipulation") filed by Plaintiff VARTA Microbattery GmbH ("VARTA") and Samsung Electronics America, Inc. ("SEA") (collectively, the "Parties"). (Dkt. No. 59). In the Stipulation, the Parties stipulate to the dismissal of the case captioned VARTA Microbattery GmbH v. Samsung Electronics America, Inc., Case No. 2:20-cv-00029-JRG. Additionally, because SEA is a supplier of various accused products to Defendants Best Buy Stores LP, Best Buy.com. LLC, and Best Buy Texas.com LLC (collectively "Best Buy"), VARTA and Best Buy stipulate to a dismissal with prejudice of claims as they relate

to SFA products sold offered for sale, and/or imported by Rest Ruy in the case captioned VARTA



Microbattery GmbH v. Best Buy Co., Inc., et al., Case No. 2:20-cv-00054-JRG, and that VARTA's claims against Best Buy in that case will proceed to the extent they relate to non-SEA products

sold, offered for sale, and/or imported by Best Buy.

Having considered the Stipulation, the Court ACKNOWLEDGES AND

ACCEPTS VARTA and SEA's DISMISSAL WITH PREJUDICE of Case No. 2:20-

cv-00029-JRG, and VARTA and Best Buy's DISMISSAL WITH PREJUDICE of claims as

they relate to SEA products sold, offered for sale, and/or imported by Best Buy in the case

captioned VARTA Microbattery GmbH v. Best Buy Co., Inc., et al., Case No. 2:20-cv-00054-

JRG. The Clerk of Court is directed to CLOSE Case No. 2:20-cv-00029-JRG. However, in

light of the remaining parties and claims, Case No. 2:20-cv-00054-JRG shall remain

OPEN.

So Ordered this

Aug 5, 2020

RODNEY GILSTRAP

UNITED STATES DISTRICT JUDGE