

**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:22-cv-00751-GBW**

Torchlight Technologies LLC v. Daimler AG et al
Assigned to: Judge Gregory B. Williams
Related Case: [1:22-cv-00752-GBW](#)
Cause: 35:1 Patent Infringement

Date Filed: 06/07/2022
Jury Demand: Plaintiff
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff

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V.

Defendant

Daimler AG

Defendant

Volkswagen AG

Defendant

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Defendant

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Defendant

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Date Filed	#	Docket Text
06/07/2022	<u>1</u>	COMPLAINT filed with Jury Demand against Audi AG, Audi of America, LLC, Daimler AG, Porsche AG, Porsche Cars North America, Inc., Volkswagen AG, Volkswagen Group of America, Inc., Mercedes-Benz USA, LLC. (Filing fee \$ 402, receipt number AEDDC-3890826.) – filed by Torchlight Technologies LLC. (Attachments: # <u>1</u> Exhibit 1-3, # <u>2</u> Exhibit A1-A4, # <u>3</u> Exhibit M1-M6, # <u>4</u> Exhibit P1-P3, # <u>5</u> Civil Cover Sheet)(mpb) (Entered: 06/07/2022)
06/07/2022	<u>2</u>	Notice, Consent and Referral forms re: U.S. Magistrate Judge jurisdiction. (mpb) (Entered: 06/07/2022)
06/07/2022	<u>3</u>	Report to the Commissioner of Patents and Trademarks for Patent/Trademark Number(s) 9,955,551 ;10,894,503 ;11,208,029. (mpb) (Entered: 06/07/2022)
06/07/2022	<u>4</u>	Disclosure Statement pursuant to Rule 7.1: No Parents or Affiliates Listed filed by Torchlight Technologies LLC. (mpb) (Entered: 06/07/2022)
06/07/2022	<u>5</u>	Summons Issued as to Audi of America, LLC on 6/7/2022. (mpb) (Entered: 06/07/2022)
06/07/2022	<u>6</u>	Summons Issued as to Porsche Cars North America, Inc. on 6/7/2022. (mpb) (Entered: 06/07/2022)
06/07/2022	<u>7</u>	Summons Issued as to Volkswagen Group of America, Inc. on 6/7/2022. (mpb) (Entered: 06/07/2022)
06/07/2022	<u>8</u>	Summons Issued as to Mercedes-Benz USA, LLC on 6/7/2022. (mpb) (Entered: 06/07/2022)
06/08/2022	<u>9</u>	SUMMONS Returned Executed by Torchlight Technologies LLC. Mercedes-Benz USA, LLC served on 6/8/2022, answer due 6/29/2022. (Dorsney, Kenneth) (Entered: 06/08/2022)
06/08/2022	<u>10</u>	SUMMONS Returned Executed by Torchlight Technologies LLC. Volkswagen Group of America, Inc. served on 6/8/2022, answer due 6/29/2022. (Dorsney, Kenneth) (Entered: 06/08/2022)
06/08/2022	<u>11</u>	SUMMONS Returned Executed by Torchlight Technologies LLC. Audi of America, LLC served on 6/8/2022, answer due 6/29/2022. (Dorsney, Kenneth) (Entered: 06/08/2022)
06/08/2022	<u>12</u>	SUMMONS Returned Executed by Torchlight Technologies LLC. Porsche Cars North America, Inc. served on 6/8/2022, answer due 6/29/2022. (Dorsney, Kenneth) (Entered: 06/08/2022)
06/15/2022		Case Assigned to Vacant Judgeship (2022). Please include initials of VAC after the case number on all documents filed. Associated Cases: 1:22-cv-00751-VAC, 1:22-cv-00752-VAC (rjb) (Entered: 06/15/2022)
06/15/2022	<u>13</u>	ORAL ORDER: This case has been assigned to the District of Delaware's Vacant Judgeship ("VAC"). Detailed information relating to VAC cases may be found in the Court's Announcement of March 3, 2022 and Standing Order No. 2022-VAC-1 (March 9, 2022), which are found on the Court's website. Consistent with the foregoing Announcement and Standing Order, IT IS HEREBY ORDERED that the parties shall file the "Notice of Consent or Absence of Consent to Proceed Before a United States Magistrate Judge," being docketed along with the instant order, no later than sixty (60) days after service of the Complaint on the first defendant that is served. IT IS FURTHER ORDERED that the Notice, Consent, and Referral forms re: U.S. Magistrate Judge jurisdiction, previously docketed in this case, are VACATED. Issued by the Clerk of Court on 6/15/2022. Associated Cases: 1:22-cv-00751-VAC, 1:22-cv-00752-VAC (ntl) (Entered: 06/15/2022)
06/15/2022	<u>14</u>	VAC Notice, Consent, Non-Consent, Magistrate Referral Associated Cases: 1:22-cv-00751-VAC, 1:22-cv-00752-VAC (ntl) (Entered: 06/15/2022)
06/22/2022	<u>15</u>	STIPULATION TO EXTEND TIME to answer, move or otherwise respond to the Complaint to August 15, 2022. filed by Audi of America, LLC, Volkswagen Group

06/23/2022		SO ORDERED, re <u>15</u> STIPULATION TO EXTEND TIME to answer, move or otherwise respond to the Complaint to August 15, 2022 filed by Volkswagen Group of America, Inc., Audi of America, LLC — Reset Answer Deadlines: Audi of America, LLC answer due 8/15/2022; Volkswagen Group of America, Inc. answer due 8/15/2022. ORDERED by Judge Richard G. Andrews on 6/23/22. (ntl) (Entered: 06/23/2022)
06/27/2022	<u>16</u>	STIPULATION TO EXTEND TIME for Mercedes-Benz USA, LLC to move, answer or otherwise respond to the complaint to August 15, 2022 – filed by Mercedes-Benz USA, LLC. (Blumenfeld, Jack) (Entered: 06/27/2022)
06/27/2022		SO ORDERED re <u>16</u> STIPULATION TO EXTEND TIME for Mercedes-Benz USA, LLC to move, answer or otherwise respond to the complaint to August 15, 2022 (Set/Reset Answer Deadlines: Mercedes-Benz USA, LLC answer due 8/15/2022). ORDERED by Judge Maryellen Noreika on 6/27/2022. (dlw) (Entered: 06/27/2022)
06/28/2022	<u>17</u>	Joint STIPULATION and Proposed Order to Extend Time to Respond to the Complaint to and Including August 15, 2022 re <u>1</u> Complaint, by Porsche Cars North America, Inc.. (DiGiovanni, Francis) (Entered: 06/28/2022)
06/28/2022		SO ORDERED re <u>17</u> Stipulation and Proposed Order to Extend Time to Respond to the Complaint (Set/Reset Answer Deadlines: Porsche Cars North America, Inc. answer due 8/15/2022). ORDERED by Judge Maryellen Noreika on 6/28/2022. (dlw) (Entered: 06/28/2022)
07/01/2022	<u>18</u>	NOTICE of Appearance by Francis DiGiovanni on behalf of Porsche Cars North America, Inc. (DiGiovanni, Francis) (Entered: 07/01/2022)
07/01/2022	<u>19</u>	MOTION for Pro Hac Vice Appearance of Attorney Edgar H. Haug and Robert E. Colletti – filed by Porsche Cars North America, Inc.. (DiGiovanni, Francis) (Entered: 07/01/2022)
07/12/2022		SO ORDERED, re <u>19</u> MOTION for Pro Hac Vice Appearance of Attorney Edgar H. Haug and Robert E. Colletti filed by Porsche Cars North America, Inc. Signed by Judge Richard G. Andrews on 7/12/2022. (etg) (Entered: 07/12/2022)
07/13/2022		Pro Hac Vice Attorney Robert E. Colletti and Edgar H. Haug for Porsche Cars North America, Inc. added for electronic noticing. Pursuant to Local Rule 83.5 (d)., Delaware counsel shall be the registered users of CM/ECF and shall be required to file all papers. (mpb) (Entered: 07/13/2022)
08/02/2022	<u>20</u>	STIPULATION and Proposed Order to Extend Time to Respond to the Complaint by Porsche Cars North America, Inc.. (DiGiovanni, Francis) (Entered: 08/02/2022)
08/02/2022		SO ORDERED, re <u>20</u> STIPULATION and Proposed Order to Extend Time to Respond to the Complaint by Porsche Cars North America, Inc. Reset Answer Deadlines: Porsche Cars North America, Inc. answer due 8/29/2022. Signed by Judge Richard G. Andrews on 8/2/2022. (etg) (Entered: 08/02/2022)
08/04/2022	<u>21</u>	STIPULATION TO EXTEND TIME for Volkswagen Group of America, Inc. and Audi of America, LLC to answer, plead, or otherwise respond to the complaint to August 29, 2022 – filed by Audi of America, LLC, Volkswagen Group of America, Inc.. (Poff, Adam) (Entered: 08/04/2022)
08/04/2022		SO ORDERED, re <u>21</u> STIPULATION TO EXTEND TIME for Volkswagen Group of America, Inc. and Audi of America, LLC to answer, plead, or otherwise respond to the complaint to August 29, 2022 filed by Volkswagen Group of America, Inc., Audi of America, LLC. Reset Answer Deadlines: Audi of America, LLC answer due 8/29/2022; Volkswagen Group of America, Inc. answer due 8/29/2022. Signed by Judge Richard G. Andrews on 8/4/2022. (etg) (Entered: 08/04/2022)
08/04/2022	<u>22</u>	STIPULATION TO EXTEND TIME for Mercedes-Benz USA, LLC to move, answer or otherwise respond to the complaint to August 29, 2022 – filed by Mercedes-Benz USA, LLC. (Blumenfeld, Jack) (Entered: 08/04/2022)
08/05/2022		SO ORDERED, re <u>22</u> STIPULATION TO EXTEND TIME for Mercedes-Benz USA, LLC to move, answer or otherwise respond to the complaint to August 29, 2022 filed

		(Entered: 08/05/2022)
08/08/2022	<u>23</u>	STIPULATION TO EXTEND TIME file a Notice of Consent or Absence of Consent to Proceed Before a United States Magistrate Judge to September 19, 2022 – filed by Torchlight Technologies LLC. (Hitch, Cortlan) (Entered: 08/08/2022)
08/09/2022		SO ORDERED re <u>23</u> STIPULATION TO EXTEND TIME file a Notice of Consent or Absence of Consent to Proceed Before a United States Magistrate Judge to September 19, 2022. ORDERED by Judge Maryellen Noreika on 8/9/2022. (dlw) (Entered: 08/09/2022)
08/26/2022	<u>24</u>	First AMENDED COMPLAINT against Audi AG, Audi of America, LLC, Daimler AG, Mercedes-Benz USA, LLC, Porsche AG, Porsche Cars North America, Inc., Volkswagen AG, Volkswagen Group of America, Inc. – filed by Torchlight Technologies LLC.(Dorsney, Kenneth) (Main Document 24 replaced on 9/6/2022) (apk). (Entered: 08/26/2022)
08/30/2022	<u>25</u>	MOTION for Pro Hac Vice Appearance of Attorney Celine J. Crowson, Joseph J. Raffetto, Scott A. Hughes, and Yi (Sally) Zhang – filed by Mercedes-Benz USA, LLC. (Blumenfeld, Jack) (Entered: 08/30/2022)
08/30/2022		SO ORDERED re <u>25</u> MOTION for Pro Hac Vice Appearance of Attorney Celine J. Crowson, Joseph J. Raffetto, Scott A. Hughes, and Yi (Sally) Zhang filed by Mercedes-Benz USA, LLC. ORDERED by Judge Maryellen Noreika on 8/30/2022. (dlw) (Entered: 08/30/2022)
09/06/2022		CORRECTING ENTRY: D.I. <u>24</u> replaced per counsels request. (apk) (Entered: 09/06/2022)
09/08/2022		Case Reassigned to Judge Gregory B. Williams. Please include the initials of the Judge (GBW) after the case number on all documents filed. (rjb) (Entered: 09/08/2022)
09/09/2022	<u>26</u>	MOTION to Dismiss for Failure to State a Claim , MOTION to Dismiss for Failure to Join a Party – filed by Porsche Cars North America, Inc.. (DiGiovanni, Francis) (Entered: 09/09/2022)
09/09/2022	<u>27</u>	OPENING BRIEF in Support re <u>26</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Failure to Join a Party filed by Porsche Cars North America, Inc..Answering Brief/Response due date per Local Rules is 9/23/2022. (DiGiovanni, Francis) (Entered: 09/09/2022)
09/09/2022	<u>28</u>	DECLARATION re <u>26</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Failure to Join a Party , <u>27</u> Opening Brief in Support, by Porsche Cars North America, Inc.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F)(DiGiovanni, Francis) (Entered: 09/09/2022)
09/09/2022	<u>29</u>	MOTION to Dismiss for Failure to State a Claim , MOTION to Dismiss for Lack of Jurisdiction Over the Subject Matter , MOTION to Dismiss for Failure to Join a Party – filed by Mercedes-Benz USA, LLC. (Flynn, Michael) (Entered: 09/09/2022)
09/09/2022	<u>30</u>	OPENING BRIEF in Support re <u>29</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction Over the Subject Matter MOTION to Dismiss for Failure to Join a Party – filed by Mercedes-Benz USA, LLC.Answering Brief/Response due date per Local Rules is 9/23/2022. (Attachments: # <u>1</u> Ex. A)(Flynn, Michael) (Entered: 09/09/2022)
09/09/2022	<u>31</u>	Disclosure Statement pursuant to Rule 7.1: identifying Other Affiliate Mercedes-Benz North America Corporation for Mercedes-Benz USA, LLC filed by Mercedes-Benz USA, LLC. (Flynn, Michael) (Entered: 09/09/2022)
09/09/2022	<u>32</u>	MOTION to Dismiss for Improper Venue – filed by Audi of America, LLC, Volkswagen Group of America, Inc.. (Attachments: # <u>1</u> Text of Proposed Order)(Wilson, Samantha) (Entered: 09/09/2022)
09/09/2022	<u>33</u>	OPENING BRIEF in Support re <u>32</u> MOTION to Dismiss for Improper Venue filed by Audi of America, LLC, Volkswagen Group of America, Inc..Answering Brief/Response due date per Local Rules is 9/23/2022. (Wilson, Samantha) (Entered: 09/09/2022)

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