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

BRIGHT DATA, LTD., ( CAUSE NO. 2:19-CV-395-JRG )  
 )  
Plaintiff, ( )  
 )  
vs. ( )  
 )  
TESO, LT UAB, et al ( AUGUST 31/SEPTEMBER 1, 2021 )  
 ) MARSHALL, TEXAS  
Defendants, ( 10:00 A.M. )

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PRETRIAL CONFERENCE

BEFORE THE HONORABLE RODNEY GILSTRAP  
UNITED STATES CHIEF DISTRICT JUDGE

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1 THE COURT: Be seated, please.

2 All right. This is the time for pretrial matters before  
3 the Court in the case of Bright Data, Limited, versus Teso LT,  
4 UAB, Metacluster LT, UAB, and Oxysales UAB. This is Civil  
5 Action No. 2:19-CV-395.

6 Let me ask for announcements at this time. What says the  
7 Plaintiff Bright Data?

8 MS. DeRIEUX: Good morning, Your Honor. Elizabeth  
9 DeRieux on behalf of Bright Data. With me today, Robert  
10 Harkins, Blake Thompson, Sunny Cherian, Colby Davis and Ron  
11 Wielkopolski. And we are ready to proceed.

12 THE COURT: All right. What are the announcements  
13 for the Defendants?

14 MR. SMITH: For the Defendants, Your Honor, Michael  
15 Smith, and with me today is Mr. Steve Callahan, Brett Govett,  
16 Daniel Leventhal, Mitchell Sibley, George Scott, and John  
17 Heuton. And we're ready to proceed.

18 THE COURT: All right. Thank you.

19 Before I get into what's before us today, let me ask you  
20 this, counsel. I see some of you are sitting at counsel table  
21 with masks and I see some of you are not. Is there anybody in  
22 the courtroom that's not been vaccinated? If so, please let  
23 me know. I hear nothing or see nothing from anyone, so I'll  
24 assume everyone present's been vaccinated regarding COVID-19.

25 Those of you that are wearing masks, you are certainly

1 free to continue to wear them if that's your choice. Given  
2 that everyone in the room appears to be vaccinated, if you  
3 would prefer not to wear your mask during the pretrial  
4 conference today, that's fine as well. I'm going to hear all  
5 argument from the podium, and if you are wearing a mask, you  
6 will need to remove it when you go to the podium, and if you'd  
7 like to replace it after you leave the podium, that's fine.

8 Okay. Let me go over some housekeeping matters with you  
9 before we get into the disputed motions and other matters  
10 before the Court.

11 Based on the parties' request, I've rescheduled this  
12 case, so that jury selection and trial will begin on Monday,  
13 November the 1st, 2021.

14 Each side will be afforded 30 minutes per side to voir  
15 dire the jury panel. As is this Court's practice, you may use  
16 up to but not more than three minutes of your 30 minutes to  
17 give a very high-level non-argumentative bare-bones sketch of  
18 the issues that will be presented during the trial. That  
19 three-minute overview is to be non-argumentative. If I sense  
20 that it is becoming argumentative, I will call you down in  
21 front of the jury panel and take any other action I think is  
22 necessary. And I don't think you want me to do that, so make  
23 sure if you choose to give a high-level comment on what's at  
24 issue before you get into specific questions of the panel,  
25 make sure it is non-argumentative.

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