

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

IMAGE PROCESSING  
TECHNOLOGIES, LLC,

*Plaintiff,*

v.

LG ELECTRONICS, INC. and LG  
ELECTRONICS USA, INC.,

*Defendants.*

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Case No. 2:22-cv-00077-JRG-RSP

**ORDER**

Before the Court defendants LG Electronics, Inc. and LG Electronics USA, Inc. move to stay the case pending a determination of *inter partes* review (“IPR”). **Dkt. No. 38**. As the motion indicates, a petition for IPR has been filed, but the Patent Trial and Appeal Board has not acted on that petition. “In this district, courts usually deny motions for stay when the PTAB has not acted on a petition for *inter partes* review.” *Perdiemco LLC v. Telular Corp.*, 2017 WL 2444736, at \*2 (E.D. Tex. June 6, 2017) (citing *Trover Group, Inc. v. Dedicated Micros USA*, 2015 WL 1069179, at \*6 (E.D. Tex. Mar. 11 2015) (“In this district, that is not just the majority rule; it is the universal practice.”)).

Accordingly, the motion is **DENIED WITHOUT PREJUDICE** as premature.

**SIGNED this 15th day of December, 2022.**

  
ROY S. PAYNE  
UNITED STATES MAGISTRATE JUDGE