

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

AMERANTH, INC.,

Plaintiff,

v.

DOORDASH, INC.,

Defendant.

C.A. No.: 2:22-cv-1776-WSH

[PROPOSED] ORDER

The above-entitled matter came before the undersigned United States District Court Judge on the Motion to Dismiss for Improper Venue, or Alternatively, to Transfer, and Failure to State a Claim, filed by Defendant DoorDash, Inc. (“Defendant”).

Based on all the files, records, and proceedings herein, the Court GRANTS Defendant’s Motion and ORDERS the following:

- 1) venue against Defendant is improper in this District;
- 2) Plaintiff’s claim for patent infringement fails to state a claim upon which relief can be granted because all claims of U.S. Patent No. 11,276,130 are patent ineligible and, therefore, invalid under 35 U.S.C. §101; and
- 3) Plaintiff’s claim for willful infringement fails to state a claim upon which relief can be granted because Defendant lacks the requisite knowledge of U.S. Patent No. 11,276,130 and the alleged infringement.

Accordingly, all claims in the instant suit are hereby dismissed with prejudice in their entirety.

IT IS SO ORDERED.

Dated: _____, 2023

W. Scott Hardy
UNITED STATES DISTRICT JUDGE