

the merits of the case and directing the moving party to file a motion to stay all proceedings until the motion to transfer is decided).

Pursuant to the Federal Circuit's direction, many of the defendants in the related cases have filed and all the remainder are expected to file, motions to stay proceedings pending decisions on transfer, and the Court has already granted a number of those motions³. As explained in those motions, a stay of reasonable duration while the Court decides the pending motions to transfer will serve the purposes of the venue statute, promote judicial economy, and ensure that the substantive proceedings will take place in the proper forum. *See Van Dusen v. Barrack*, 376 U.S. 612, 616 (1964); 28 U.S.C. § 1404(a). Amazon agrees and to avoid burdening the Court with a substantially duplicative submission, incorporates by reference the positions set forth by other defendants (Samsung, Facebook, Groupon, Sony, Google, Motorola, and Pandora) in their motions to stay and accompanying memoranda and exhibits.⁴

For the above reasons, Amazon respectfully requests that this Court grant its motion to stay all proceedings in this action, including those called for in the Local Patent Rules, until the resolution of its motion to transfer.

Respectfully submitted,

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³ E.g., Case No. 2:12-cv-02769, Dkt. 37 & 43; Case No. 2:12-cv-02825, Dkt. 34 & 37; Case No. 2:12-cv-02782, Dkt. 35 & 36; Case No. 2:12-cv-02824, Dkt. 30 & 33.

⁴ While the Preliminary Infringement Contentions received by Amazon on January 14, 2013 are somewhat less voluminous than those referred to by Samsung, Sony, and Motorola, they are still more than 800 pages and will similarly require substantial effort to address in Amazon's upcoming Preliminary Non-Infringement Contentions.

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