UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

B.E. TECHNOLOGY, L.L.C.,	)	
	)	
Plaintiff,	)	
	)	**Case No. 2:12-cv-02824 JPM tmp**
v.	)	
	)	**JURY DEMAND**
SAMSUNG	)	
TELECOMMUNICATIONS	)	
AMERICA, LLC,	)	
	)	
Defendant.	)	
	)	
B.E. TECHNOLOGY, L.L.C.,	)	
	)	
Plaintiff,	)	
	)	**Case No. 2:12-cv-02825 JPM tmp**
v.	)	
	)	**JURY DEMAND**
SAMSUNG ELECTRONICS	)	
AMERICA, INC.,	)	
	)	
Defendant.	)	
	)	

PLAINTIFF B.E. TECHNOLOGY L.L.C.'S MEMORANDUM IN OPPOSITION TO DEFENDANT'S MOTION TO COMPEL SUPPLEMENTAL INFRINGEMENT CONTENTIONS AND STAY CERTAIN DISCOVERY OBLIGATIONS

TABLE OF CONTENTS

TABLE OF AUTHORITIES

Page(s)

Cases

OTHER AUTHORITIES

Plaintiff B.E. Technology, L.L.C. ("B.E.") respectfully responds to defendants Samsung Telecommunications America, LLC's ("STA") and Samsung Electronics America, Inc.'s ("SEA") (together "the defendants") motion to compel supplemental infringement contentions and stay certain discovery obligations. B.E. has complied with this District's Local Patent Rules ("LPR") to serve initial infringement contentions that provide reasonable notice of B.E.'s infringement theories. Rather than comply with their own disclosure obligations required by the LPR, the defendants urge this Court to hold B.E.'s initial infringement contentions to a higher standard not justified at this early stage of the case or contemplated by the LPR.

The defendants surprisingly contend that they do not understand what in each of the accused products infringes the asserted patent. The defendants demonstrated at the initial case management conference a deep understanding of the asserted patent and why, they believe, their products do not infringe. Rather than further delay this action and mire B.E. in the supplementation of 178 claim charts, B.E. requests that the Court deny the defendants' motion and order the case to proceed pursuant to the agreed upon, and now adopted by the Court, case schedule.

I.   RELEVANT BACKGROUND FACTS.

B.E. filed its complaints in these actions on September 21, 2012. *See* STA D.E. 1; SEA D.E. 1. B.E. accuses the defendants of infringing at least claim 2 of U.S. Patent No. 6,771,290 ("'290 patent"), entitled Computer Interface Method and Apparatus with Portable Network Organization System and Targeted Advertising. *Id.* B.E.'s complaint includes a non-exhaustive list of accused products that include the infringing features. *Id.*

On December 31, 2013, the defendants filed Answers denying infringement of any claim of the '290 patent. STA D.E. 22; SEA D.E. 26. On January 7, 2013, B.E. timely served initial infringement contentions and produced documents as required by LPR 3.1 and 3.2. B.E. accused

DOCKET ALARM

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts

Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research

With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips

Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS
Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS
Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS
Sync your system to PACER to automate legal marketing.

fastcase®
Smarter legal research.