

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

B.E. TECHNOLOGY, L.L.C.,)	
)	
Plaintiff,)	
)	
v.)	
)	
SAMSUNG ELECTRONICS)	
AMERICA, INC.,)	
)	
Defendant.)	
)	
)	

**Case No. 2:12-CV-2825 JPM tmp
JURY DEMAND**

**PLAINTIFF’S MOTION FOR ORAL ARGUMENT, MEMORANDUM IN SUPPORT,
AND CERTIFICATE OF CONSULTATION**

MOTION

Plaintiff B.E. Technology L.L.C. (“B.E.”) moves this Honorable Court to allow oral argument at a hearing on defendant Samsung Electronics America, Inc.’s (“SEA”) Motion to Transfer Venue Pursuant to 28 U.S.C. § 1404(a). Concurrently herewith, B.E. requests that the Court also permit oral argument on the nearly identical transfer motions filed by Google, Inc. (“Google”), Amazon Digital Services, Inc. (“Amazon”), LinkedIn, Inc. (“LinkedIn”), Groupon, Inc. (“Groupon”), Pandora Media, Inc. (“Pandora”), Twitter, Inc. (“Twitter”), Barnes & Noble, Inc. (“Barnes & Noble”), Samsung Telecommunications America, LLC (“STA”), Facebook, Inc. (“Facebook”), Sony Computer Entertainment America LLC (“SCEA”), Sony Mobile Communications (USA) Inc. (“SMC”), Sony Electronics, Inc. (“SEI”), Microsoft Corp. (“Microsoft”), Apple, Inc. (“Apple”), Spark Networks, Inc. (“Spark”), People Media, Inc. (“People Media”), Match.com L.L.C. (“Match”), and Motorola Mobility Holdings LLC (“Motorola”) (collectively with SEA, the “B.E. defendants”). A hearing on these motions will

(a) enable B.E. adequately to respond to the arguments and evidence presented by the B.E. defendants' reply memoranda, and (b) provide the Court a forum to ask any questions it may have before deciding these important motions.

MEMORANDUM

The arguments in favor of conducting a hearing on the B.E. defendant's motions to transfer are set forth in the memorandum supporting the motion for oral argument filed in *B.E. Technology L.L.C. v. Google, Inc.*, Case No. 2:12-cv-02830 JPM tmp. B.E. hereby incorporates by reference that document to avoid repeating duplicative information.

CERTIFICATE OF CONSULATION

Richard M. Carter, counsel for B.E., consulted with counsel for SEA, Shepherd D. Tate, who stated that SEA does not oppose this motion for oral argument.

Dated: March 18, 2013

Respectfully submitted,

s/Daniel J. Weinberg

Robert E. Freitas (CA Bar No. 80948)
Craig R. Kaufman (CA Bar No. 159458)
Daniel J. Weinberg (CA Bar No. 227159)
James Lin (CA Bar No. 241472)
Qudus B. Olaniran (CA Bar No. 267838)
FREITAS TSENG & KAUFMAN LLP
100 Marine Parkway, Suite 200
Redwood Shores, CA 94065
Telephone: (650) 593-6300
Facsimile: (650) 593-6301
rfreitas@ftklaw.com
ckaufman@ftklaw.com
dweinberg@ftklaw.com
jlin@ftklaw.com
qolaniran@ftklaw.com

Richard M. Carter (TN B.P.R. #7285)
Adam C. Simpson (TN B.P.R. #24705)
MARTIN, TATE, MORROW & MARSTON, P.C.

6410 Poplar Avenue, Suite 1000
Memphis, TN 38119-4839
Telephone: (901) 522-9000
Facsimile: (901) 527-3746
rcarter@martintate.com
asimpson@martintate.com

Attorneys for Plaintiff B.E. Technology, L.L.C.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on March 18, 2013 a true and correct copy of the foregoing was electronically filed with the United States District Court for the Western District of Tennessee and was served on counsel by the Court's electronic filing notification.

s/Daniel J. Weinberg
Daniel J. Weinberg