

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

B.E. TECHNOLOGY, L.L.C.,

Plaintiff,

v.

SAMSUNG TELECOMMUNICATIONS
AMERICA, LLC,

Defendant.

Civil Action No. 12-cv-02824-JPM-tmp

JURY TRIAL DEMANDED

B.E. TECHNOLOGY, L.L.C.,

Plaintiff,

v.

SAMSUNG ELECTRONICS AMERICA,
INC.,

Defendant.

Civil Action No. 12-cv-02825-JPM-tmp

JURY TRIAL DEMANDED

ORDER GRANTING SAMSUNG'S MOTION FOR EXTENSION OF TIME

Before the Court is Defendants Samsung Electronics America, Inc. and Samsung Telecommunications America, LLC's (collectively, "Samsung") Motion for Extension of Time, filed on July 24, 2013 (No. 12-cv-02824-JPM-tmp, ECF No. 47; No. 12-cv-02825-JPM-tmp, ECF No. 51). Samsung seeks an extension of time to comply with Local Patent Rules 3.3 and 3.4 "pending the Court's ruling on Samsung's Motions to (a) Compel Supplemental Infringement Contentions That Comply with Local Patent Rule 3.1, and (b) Relieve Defendants

of Certain Responsive Discovery Obligation Pending Service of Compliant Contentions.” (ECF No. 47 at 1 (citing No. 12-cv-02824-JPM-tmp, ECF No. 46; No. 12-cv-02825-JPM-tmp, ECF No. 50).)

Plaintiff B.E. Technology, LLC, responded in opposition on August 12, 2013. (No. 12-cv-02824-JPM-tmp, ECF No. 54; No. 12-cv-02825-JPM-tmp, ECF No. 58.)

Having considered the Motion, Plaintiff’s opposition, and as Samsung’s Reply to B.E.’s Response in opposition to Samsung’s Motion to Compel has not yet been filed, the Court finds the Motion is well-taken. Samsung’s Motion for Extension of Time is GRANTED. As the Court has not yet ruled on the pending Motion to Compel (No. 12-cv-02824-JPM-tmp, ECF No. 46; No. 12-cv-02825-JPM-tmp, ECF No. 50), Samsung shall file its non-infringement contentions according to the following applicable deadline:

(1) if the Court grants Samsung’s pending Motion to Compel, Samsung shall file its non-infringement contentions twenty-eight (28) days after Plaintiff serves its supplemental infringement contentions; or

(2) if the Court denies Samsung’s pending Motion to Compel, Samsung shall file its non-infringement contentions twenty-one (21) days after the entry of the Order on Samsung’s Motion to Compel.

IT SO ORDERED, this 19th day of August, 2013.

/s/ Jon P. McCalla
CHIEF JUDGE, U.S. DISTRICT COURT