

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

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

Plaintiff,

v.

APPLE INC.,

Defendant.

Civil Action No. 2:12-cv-02831 – JPM – tmp

APPLE'S MOTION IN RESPONSE IN OPPOSITION TO
PLAINTIFF'S MOTION TO DISMISS UNDER FED. R. CIV. P. 12(b)(6) AND
MOTION TO STRIKE UNDER FED. R. CIV. P. 12(f)

Defendant Apple Inc. ("Apple") respectfully submits this response in opposition to B.E. Technology, L.L.C.'s ("B.E.") Motion to Dismiss Under Fed. R. Civ. P. 12(b)(6) And Motion to Strike Under Fed. R. Civ. P. 12(f). The facts and legal authorities supporting this relief are set forth in the accompanying memorandum.

Respectfully submitted on July 4, 2013,

s/C. Matthew Rozier

Clay C. James

Srecko "Lucky" Vidmar

C. Matthew Rozier

HOGAN LOVELLS US LLP

One Tabor Center, Suite 1500

1200 Seventeenth Street

Denver, CO 80202

Telephone: (303) 899-7300

Facsimile: (303) 899-7333

clay.james@hoganlovells.com

lucky.vidmar@hoganlovells.com

matt.rozier@hoganlovells.com

Glen G. Reid, Jr.
Mark Vorder-Bruegge, Jr.
WYATT, TARRANT & COMBS, LLP
1715 Aaron Brenner Dr., Suite 800
Memphis, TN 38120-4367
Telephone: 901.537.1000
Facsimile: 901.537.1010

Counsel for Defendant APPLE INC.

CERTIFICATE OF SERVICE

The foregoing document was filed under the Court's CM/ECF system, automatically effecting service on counsel of record for all other parties who have appeared in this action on the date of such service.

s/C. Matthew Rozier
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