IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

GESTURE TECHNOLOGY	§
PARTNERS, LLC,	§
Plaintiff	§ §
v.	§ CASE NO. 2:21-cv-00040-JRG
HUAWEI DEVICE CO., LTD.,	8
HUAWEI DEVICE USA, INC.,	§ JURY TRIAL DEMANDED
Defendants.	§ §
GESTURE TECHNOLOGY PARTNERS, LLC,	§ §
Plaintiff	§ §
v.	§ CASE NO. 2:21-cv-00041-JRG § (Member Case)
SAMSUNG ELECTRONICS CO., LTD. AND SAMSUNG ELECTRONICS AMERICA, INC.,	§ JURY TRIAL DEMANDED §
Defendants.	§

JOINT MOTION REGARDING REMOTE MEDIATION ARRANGEMENTS

Due to recently heightened COVID-19 health protocols and travel restrictions impacting overseas travel from South Korea to the United States, together with serious and growing concerns related to the Omicron variant, the Parties respectfully request the Court's approval for the January 5, 2022 mediation session to be conducted entirely remotely by videoconference, to begin at 3:00 PM CST and end no later than 8:00 PM CST.

On December 21, 2021, the Court-approved mediator, the Hon. David Folsom, held a premediation videoconference with the Parties' lead counsel in which Judge Folsom and the Parties agreed to conduct the mediation entirely remotely, subject to the Court's approval.



Also on December 21, at the Samsung Defendants' request, Judge Folsom informed the undersigned that he is amenable to a 3:00 PM CST start time for the mediation to accommodate the time difference with South Korea, provided the Parties agree. On December 22, Plaintiff's lead counsel informed the undersigned that Plaintiff is amenable to that start time, provided there is a hard stop at 8:00 PM CST to accommodate its representative Dr. Timothy Pryor. (The Court already approved Dr. Pryor attending the mediation by videoconference due to his age and health concerns. Dkt. No. 117; Dkt. No. 108.) Also on December 22, the undersigned informed Judge Folsom of Plaintiff's request for a hard stop at 8:00 PM CST, and that the Parties would submit a joint motion for the Court's approval of these arrangements. On December 23, Judge Folsom confirmed to the undersigned that he is amenable to these arrangements.

For the foregoing reasons, the Parties respectfully request that the Court grant the present joint motion and permit the January 5, 2022 mediation session to be conducted entirely remotely by videoconference, to begin at 3:00 PM CST and end no later than 8:00 PM CST.

DATED: December 23, 2021 Respectfully submitted,

By: /s/ Christopher W. Kennerly

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CERTIFICATE OF CONFERENCE

Pursuant to Local Rules CV-7(h) and (i), on December 23, 2021, the Parties' lead counsel confirmed that the Parties agree to filing this motion jointly.

/s/ Christopher W. Kennerly
Christopher W. Kennerly

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule CV-5 on December 23, 2021. As of this date, all counsel of record had consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3)(A) and by email.

/s/ Christopher W. Kennerly
Christopher W. Kennerly

