

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

AGIS SOFTWARE DEVELOPMENT
LLC,

Plaintiff,

v.

T-MOBILE USA, INC. and T-MOBILE
US, INC.,

Defendants.

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Case No. 2:21-cv-00072-JRG-RSP
LEAD CASE

ORDER

Before the Court is Defendant WhatsApp’s Motion to Dismiss First Amended Complaint for Improper Venue (Dkt. No. 63). Both sides have submitted letters to the Court regarding whether further discovery is needed that should postpone the hearing on the motion recently set for September 1, 2021. As Defendant has pointed out, discovery has been open in this case for several months and Plaintiff does not need leave of court to pursue venue discovery. However, the record is not clear on what discovery has been sought and what remains to be done. Accordingly, Plaintiff is ordered to promptly deliver to Defendant (by no later than August 9, 2021) a thorough listing of any further venue discovery sought. Counsel shall then meet and confer about the shortest practicable timeline to complete such discovery. The Court will conduct and **telephone conference**, to be arranged by counsel for Plaintiff, on **August 12, 2021 at 3:00 p.m.** to resolve any disputes about the scope and timing of any venue discovery and the effect it may have on the hearing.

SIGNED this 5th day of August, 2021.


ROY S. PAYNE