

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

JAWBONE INNOVATIONS, LLC,

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD., ET AL.

Defendants.

NO. 2:21-CV-0186-JRG-RSP

**UNOPPOSED MOTION TO EXCUSE LEAD COUNSEL FROM
DISCOVERY MEET AND CONFER AND MOTIONS HEARING**

On Wednesday September 7, 2022, the Court ordered a hearing for Monday, September 26, 2022, on the following discovery motions: [170] Opposed Sealed Motion to Compel Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. to Provide Supplemental Interrogatory Responses; [169] Opposed Sealed Motion to Compel Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. to Provide QACT; [121] Motion to Compel; [171] Opposed Sealed Motion to Compel Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. to Provide Rule 30(b)(6) Testimony; [139] Opposed Sealed Motion to Compel Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. to Provide Information Relative to Qualcomm; [130] Sealed Patent Motion to Compel; and [172] Opposed Sealed Motion to Compel.

Before that order, Jin-Suk Park, lead counsel for Defendants, had already made arrangements to be in Korea for discovery in another case. Accordingly, he is unable to attend the September 26, 2022 hearing because he will be out of the country in Korea and is not scheduled to return to United States until October 1. Additionally, Mr. Park will be in transit to

Korea on Monday, September 12, 2022, when the parties are currently looking to set a meet and confer regarding the discovery motions.

Chief Judge Gilstrap’s Standing Order Regarding “Meet and Confer” Obligations Relating to Discovery Disputes dated March 11, 2020 requires that “each party’s lead attorney shall attend any discovery motion hearing set by the Court.” The Standing Order further requires that “each party’s lead attorneys . . . and local counsel shall meet and confer” in an effort to resolve the discovery disputes prior to the discovery hearing.

Defendants respectfully request that the Court excuse Mr. Park’s presence from the discovery hearing and meet and confer and request that Ryan M. Nishimoto be allowed to act as lead counsel with decision making authority at the hearing and meet and confer in place of lead counsel. Counsel for the Plaintiff does not oppose these requests.

Accordingly, Defendants move the Court to enter the attached order excusing Mr. Park from the September 26, 2022 discovery hearing and the September 12, 2022 discovery meet and confer.

Dated: September 8, 2022

Respectfully submitted,

/s/ Melissa Smith

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*Attorneys for Samsung Electronics Co., Ltd. and
Samsung Electronics America, Inc.*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing documents was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who has consented to electronic service, on this 8th day of September 2022.

/s/ Melissa R. Smith

Melissa R. Smith

CERTIFICATE OF CONFERENCE

I hereby certify that Counsel for Plaintiff and Counsel for Defendants have complied with the meet and confer requirement in Local Rule CV-7(h) regarding this Motion by conferring via e-mail on September 8, 2022. Counsel for Plaintiff indicated Plaintiff is unopposed to the relief sought herein.

/s/ Melissa R. Smith

Melissa R. Smith