

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

JAWBONE INNOVATIONS, LLC,

*Plaintiff,*

v.

SAMSUNG ELECTRONICS CO., LTD. and  
SAMSUNG ELECTRONICS AMERICA, INC.,

*Defendants.*

CASE NO. 2:21-cv-00186-JRG

**JOINT MOTION FOR EXTENSION OF TIME AS TO INFRINGEMENT AND  
INVALIDITY CONTENTIONS**

Plaintiff Jawbone Innovations, LLC (“Plaintiff”) and Defendants Samsung Electronics Co., Ltd. (“SEC”) and Samsung Electronics America, Inc. (“SEA”) (together, SEC and SEA are “Samsung”; collectively with Plaintiff, the “Parties”) jointly move the Court for a brief 21-day extension of the deadlines to comply with P.R. 3-1 and 3-2 (infringement contentions) and P.R. 3-3 and P.R. 3-4 (invalidity contentions), as set for the below:

<b>Event</b>	<b>Current Deadline</b>	<b>Requested Deadline</b>
Comply with P.R. 3-1 & 3-2 (Infringement Contentions)	Dec. 30, 2021	Jan. 20, 2022
Comply with P.R. 3-3 & 3-4 (Invalidity Contentions)	Feb. 24, 2022	Mar. 17, 2022

In support of their joint motion, the Parties state as follows:

1. On October 26, 2021, Plaintiff filed an amended complaint, alleging infringement of the two originally asserted patents (U.S. Patent Nos. 8,019,091 and 8,280,072) plus five

additional patents (U.S. Patent Nos. 7,246,058, 8,467,543, 8,503,691, 10,779,080, and 11,122,357), for a total of seven patents now asserted against Samsung. (Dkt. 21.)

2. On December 14, 2021, the Court set a scheduling conference for January 13, 2022. (Dkt. 28.) No trial date has been set.

3. Given the number of asserted patents, and in light of the holiday season, the Parties have agreed to a brief 21-day extension in the deadline for infringement and invalidity contentions.

WHEREFORE, the Parties respectfully request that the Court enter an order extending the above deadlines.

Respectfully submitted,

Dated: December 22, 2021

/s/ Richard M. Cowell

Alfred R. Fabricant  
NY Bar No. 2219392  
Email: ffabricant@fabricantllp.com  
Peter Lambrianakos  
NY Bar No. 2894392  
Email: plambrianakos@fabricantllp.com  
Vincent J. Rubino, III  
NY Bar No. 4557435  
Email: vrubino@fabricantllp.com  
Richard Matthew Cowell  
NY Bar No. 4617759  
Email: rcowell@fabricantllp.com

**FABRICANT LLP**

411 Theodore Fremd Road, Suite 206 South  
Rye, New York 10580  
Telephone: (212) 257-5797  
Facsimile: (212) 257-5796

Samuel F. Baxter  
Texas State Bar No. 01938000  
Email: sbaxter@mckoolsmith.com  
Jennifer L. Truelove  
Texas State Bar No. 24012906  
Email: jtruelove@mckoolsmith.com  
**MCKOOL SMITH, P.C.**  
104 E. Houston Street, Suite 300  
Marshall, Texas 75670  
Telephone: (903) 923-9000  
Facsimile: (903) 923-9099

*Attorneys for Jawbone Innovations, LLC*

Dated: December 22, 2021

/s/Jin-Suk Park

Jin-Suk Park  
jin.park@arnoldporter.com  
Paul Margulies  
paul.margulies@arnoldporter.com  
**ARNOLD & PORTER KAYE SCHOLER LLP**  
601 Massachusetts Ave., NW  
Washington, DC 20001-3743  
Telephone: (202) 942-5000  
Facsimile: (202) 942-5555

Ryan M. Nishimoto  
ryan.nishimoto@arnoldporter.com  
**ARNOLD & PORTER KAYE SCHOLER LLP**  
777 South Figueroa Street, 44<sup>th</sup> Floor  
Los Angeles, CA 90017  
Telephone: (213) 243-4000  
Facsimile: (213) 243-4199

Patrick Reidy  
patrick.reidy@arnoldporter.com  
**ARNOLD & PORTER KAYE SCHOLER LLP**  
70 West Madison Street, Suite 4200  
Chicago, IL 60602-4231  
Telephone: (312) 583-2424  
Facsimile: (312) 583-2360

-and-

Melissa Smith  
melissa@gillamsmithlaw.com  
**GILLAM & SMITH LLP**  
303 South Washington Avenue  
Marshall, TX 75670  
Telephone: (903) 934-8450  
Facsimile: (903) 934-9257

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

**CERTIFICATE OF CONFERENCE**

The undersigned hereby certifies that the parties have complied with the meet-and-confer requirement in Local Rule CV-7(h) and jointly file this unopposed motion.

/s/ Melissa R. Smith

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on December 22, 2021, the foregoing document was electronically filed with the Clerk of the Court for the Eastern District of Texas using the ECF System which will send notification to the registered participants of the ECF System as listed on the Court's Notice of Electronic Filing.

/s/ Melissa R. Smith