

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

AGIS SOFTWARE DEVELOPMENT LLC,

Plaintiff,

v.

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

Defendants.

Civil Action No. 2:22-CV-263-JRG-RSP

**DEFENDANTS SAMSUNG ELECTRONICS CO. LTD. AND SAMSUNG  
ELECTRONICS AMERICA, INC.'S UNOPPOSED MOTION FOR HEARING ON  
SAMSUNG ELECTRONICS CO. LTD. AND SAMSUNG ELECTRONICS  
AMERICA, INC.'S (1) PARTIAL MOTION TO DISMISS PLAINTIFF'S  
AMENDED COMPLAINT UNDER RULE 12(B)(6) AND (2) MOTION TO STAY**

Defendants Samsung Electronics Co. Ltd. and Samsung Electronics America, Inc., (collectively, "Defendants"), respectfully move for a hearing, at the Court's earliest convenience, on Defendants' Partial Motion to Dismiss Plaintiff's Amended Complaint Under Rule 12(b)(6) and Defendants' Motion to Stay.

Plaintiff filed its Sur-Replies in Further Opposition to Defendants' Partial Motion to Dismiss Plaintiff's Amended Complaint Under Rule 12(b)(6) (Dkt. 45) and Motion to Stay (Dkt. 46) on January 25, 2023. Accordingly, Defendants' Partial Motion to Dismiss Plaintiff's Amended Complaint Under Rule 12(b)(6) and Defendants' Motion to Stay were fully briefed and ripe for consideration on January 25, 2023.

Defendants' Partial Motion to Dismiss Plaintiff's Amended Complaint Under Rule 12(b)(6) and Motion to Stay are important, and oral argument should aid the Court in

resolving them. Plaintiff does not oppose the request for a hearing on the Partial Motion to Dismiss Plaintiff's Amended Complaint Under Rule 12(b)(6) and Motion to Stay.

Dated: March 16, 2023

Respectfully submitted,

/s/ Melissa R. Smith

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*Counsel for Defendants Samsung  
Electronics Co. Ltd. and Samsung  
America, Inc.*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on March 16, 2023, to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system per Local Rule CV-5(a)(3).

*/s/ Melissa R. Smith* \_\_\_\_\_

Melissa R. Smith

**CERTIFICATE OF CONFERENCE**

On March 15, 2023, pursuant to Local Rule CV-7(h), counsel for Defendants met and conferred with counsel for Plaintiff, and counsel for Plaintiff indicated that Plaintiff is unopposed to the relief sought by this Motion.

*/s/ Melissa R. Smith* \_\_\_\_\_

Melissa R. Smith