

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

TOUCHSTREAM TECHNOLOGIES, INC.,
Plaintiff,

V.

CHARTER COMMUNICATIONS, INC. et al.,
Defendants.

TOUCHSTREAM TECHNOLOGIES, INC.,
Plaintiff,

V.

COMCAST CABLE COMMUNICATIONS,
LLC, d/b/a XFINITY, et al.,
Defendants.

Lead Case No. 2:23-cv-00059-JRG
Member Case No. 2:23-cv-00062-JRG

**ORDER GRANTING COMCAST’S MOTION TO DISMISS PLAINTIFF’S CLAIMS
OF PRE-SUIT WILLFUL INFRINGEMENT OF THE ’751 AND ’934 PATENTS**

Before the Court is Defendants Comcast Cable Communications, LLC, Comcast Cable Communications Management, LLC, Comcast of Houston, LLC, and Comcast Corporation's (collectively, "Comcast") Motion to Dismiss Plaintiff's Claims of Pre-Suit Willful Infringement of the '751 and '934 Patents (the "Motion"). In the Motion, Comcast requests that the Court dismiss Plaintiff's claims of pre-suit willful infringement of the '751 and '934 Patents under Federal Rule of Civil Procedure 12(b)(6). Having considered the Motion, the related briefing, and the relevant authorities, the Court concludes that the Motion should be **GRANTED**.

It is hereby **ORDERED** that Plaintiff's claims of pre-suit willful infringement of the '751 and '934 Patents against Comcast are **DISMISSED** with prejudice.