

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS**

BELL NORTHERN RESEARCH, LLC,

Plaintiff,

v.

NXP SEMICONDUCTORS, N.V.; NXP,
B.V.; and NXP USA, INC.,

Defendants.

Civil Action No. 1:23-cv-00633-DII

JURY TRIAL DEMANDED

JOINT STATUS REPORT

Pursuant to the Court’s Text Order granting Motion to Stay issued on July 28, 2023, and the Court’s Order issued on June 13, 2024, Plaintiff Bell Northern Research, LLC (“BNR”) and Defendants NXP Semiconductors, N.V. and NXP USA, Inc. (“NXP”) file this status report regarding the ITC investigation: Investigation No. 337-TA-1367, *Certain Electronic Devices and Semiconductor Devices Having Wireless Communication Capabilities and Components Thereof* (the “Investigation”). On April 25, 2024, BNR filed a motion to terminate the Investigation pursuant to 19 CFR 210.21(a)(1). Thereafter, the ITC issued its final determination terminating the Investigation as to NXP. (*See* Exhibit 1.) Because the Investigation is terminated as to NXP, BNR takes the position that the stay currently in place should be lifted.

NXP takes the position that the stay should not be lifted because the “same issues” are still pending before the Commission. (*See* Exhibit 1.) BNR’s accusations of infringement against ASUS in the Investigation include the allegation that certain NXP Wi-Fi chipsets infringe, such that certain ASUS products that incorporate those NXP Wi-Fi chipsets infringe. This litigation was properly stayed pursuant to 28 U.S.C. § 1659 when NXP was a party to the

Investigation. Once a stay is entered pursuant to Section 1659, the stay shall remain in place until a final decision “with respect to any claim that involves the same issues involved in the proceeding before the Commission.” Because the same issues are still pending before the Commission (e.g., the alleged infringement of certain NXP Wi-Fi chipsets), the stay should not be lifted even though NXP is no longer a party to the Investigation.

DATED: June 27, 2024

Respectfully submitted,

DEVLIN LAW FIRM LLC

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/s/ Christopher Clayton

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Counsel for Defendants NXP Semiconductors N.V.,

*NXP B.V., NXP USA, Inc. D/B/A NXP
Semiconductors USA, Inc*

CERTIFICATE OF SERVICE

I hereby certify that on June 27, 2024 I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to all counsel of record in the above-referenced matter.

/s/ Christopher Clayton
Christopher Clayton