

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

Ocean Semiconductor LLC,

Plaintiff

v.

STMicroelectronics, Inc.,

Defendant.

Civil Action No.: 6:20-cv-1215-ADA

JURY TRIAL DEMANDED

PATENT CASE

JOINT CASE READINESS STATUS REPORT

Plaintiff Ocean Semiconductor LLC (“Ocean” or “Plaintiff”) and Defendant STMicroelectronics, Inc. (“ST Inc.”) hereby provide the following status report in advance of the Case Management Conference (CMC).

FILING AND EXTENSIONS

Plaintiff’s Complaint (Dkt. 1) was filed on December 31, 2020. There has been one extension for a total of forty-five days.

RESPONSE TO THE COMPLAINT

On March 12, 2021, ST Inc. filed an Answer (Dkt. 17) and a Partial Motion to Dismiss Under Rule 12(b)(6) (“Motion to Dismiss”) (Dkt. 18) requesting that the Court dismiss Ocean’s (i) infringement claims under 35 U.S.C. § 271(g) for U.S. Patent Nos. 8,676,538 (the “538 patent”), 6,725,402 (the “402 patent”), 6,907,305 (the “305 patent”), and 6,968,248 (the “248 patent”); (ii) induced infringement claims for all asserted patents; (iii) willful infringement

claims for all asserted patents; and (iv) induced and willful infringement claims for U.S. Patent No. 6,420,097 with prejudice. Ocean filed its Response to the Partial Motion to Dismiss (Dkt. 19) on March 26, 2021, and ST Inc. filed its Reply (Dkt. 20) on April 2, 2021.

On April 9, 2021, Ocean filed an Opposed Motion for Leave to File Sur-Reply in Opposition to Defendant STMicroelectronics, Inc.'s Motion to Dismiss for Failure to State a Claim (Dkt. 21). ST Inc. filed its Response (Dkt. 22) on April 16, 2021, and Ocean filed its Reply (Dkt. 23) on April 21, 2021.

PENDING MOTIONS

Currently pending before this Court are ST Inc.'s Motion to Dismiss (Dkt. 18) and Ocean's Opposed Motion for Leave to File Sur-Reply in Opposition to Defendant STMicroelectronics, Inc.'s Motion to Dismiss for Failure to State a Claim (Dkt. 21). The briefing for both of these motions is completed and they are ready for resolution.

RELATED CASES IN THIS JUDICIAL DISTRICT

1. *Ocean Semiconductor LLC v Mediatek Inc. and Mediatek USA Inc.*, Civil Action No. 6:20-cv-1210-ADA (W.D. Tex.);
2. *Ocean Semiconductor LLC v. NVIDIA Corporaton*, Civil Action No.: 6:20-cv-1211-ADA (W.D. Tex.);
3. *Ocean Semiconductor LLC v. NXP Semiconductors N.V., NXP B.V. and NXP USA, Inc.*, Civil Action No.: 6:20-cv-1212-ADA (W.D. Tex.);
4. *Ocean Semiconductor LLC v. Renesas Electronics Corporation and Renesas Electronics America, Inc.*, Civil Action No.: 6:20-cv-1213-ADA (W.D. Tex.);
5. *Ocean Semiconductor LLC v. Silicon Laboratories Inc.*, Civil Action No.: 6:20-cv-1214-ADA (W.D. Tex.);

6. *Ocean Semiconductor LLC v. Western Digital Technologies, Inc.*, Civil Action No.: 6:20-cv-1216-ADA (W.D. Tex.).

IPR, CBM, AND OTHER PGR FILINGS

Defendant Western Digital Technologies (“WDT”) in *Ocean Semiconductor LLC v. Western Digital Technologies* (Civil Action No.: 6:20-cv-1216-ADA) filed an *inter partes* review petition in IPR2021-00864 on April 29, 2021, challenging the validity of U.S. Patent No. 6,660,651, one of eight patents asserted against WDT. The ’651 patent has also been asserted in this action. A final written decision in IPR2021-00864 is expected in or around November 2023.

NUMBER OF ASSERTED PATENTS AND CLAIMS

In the Complaint, Plaintiff has identified eight patents and a total of eight claims as allegedly being infringed by ST Inc. Plaintiff will set forth all asserted patents and claims in its preliminary infringement contentions.

APPOINTMENT OF TECHNICAL ADVISER

Plaintiff does not intend to request, nor anticipates a need for, a technical adviser at this juncture. ST Inc. does not object to the appointment of a technical adviser if the Court would find one beneficial, including to assist with claim construction.

MEET AND CONFER STATUS

Plaintiff and ST Inc. met and conferred.

ST Inc. may seek an intra-district transfer to the Austin Division. The parties have no pre-*Markman* issues to raise at the case management conference other than those already identified in the pending motions (Dkt. 18 and Dkt. 21).

Dated: May 4, 2021

Respectfully Submitted,

/s/ Alex Chan

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CERTIFICATE OF SERVICE

I hereby certify that on May 4, 2021, a true and correct copy of the above and foregoing document has been served on all counsel of record via the Court's CM/ECF system.

/s/ Alex Chan

Alex Chan