

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

OCEAN SEMICONDUCTOR LLC,

Plaintiff,

vs.

STMICROELECTRONICS, INC.,

Defendant.

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NO. 6:20-cv-01215-ADA

**DEFENDANT STMICROELECTRONICS, INC.'S
OPPOSED MOTION FOR INTRA-DISTRICT TRANSFER**

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I. INTRODUCTION

Pursuant to 28 U.S.C. § 1404(a), Defendant STMicroelectronics, Inc. (“ST Inc.”) moves for an intra-district transfer of this case from the Waco Division to the Austin Division of the Western District of Texas. Plaintiff Ocean Semiconductor LLC (“Ocean”) and Defendant ST Inc. have no meaningful connection to the Waco Division: no places of business, no likely witnesses or documentary evidence, and no local interest. ST Inc., however, does have a place of business in Austin, which has a stronger local interest in the resolution of this lawsuit. Dkt. 17 at ¶ 3. Moreover, many third parties, including relevant foundries and tool and software suppliers, are located in Austin. Austin is also where the original assignee of the asserted patents, Advanced Micro Devices (“AMD”), is located, as well as where a majority of the inventors reside.

Courts in this District have frequently transferred cases within the Western District of Texas from an initial forum with little or no connection to a case to a forum elsewhere in the district where most of the events and witnesses are located. The Austin courthouse has been “open for business to the public” since May 28, 2021, with appropriate COVID-19 pandemic protocols in place to conduct in-person hearings safely.¹ Transfer to Austin would result in no inefficiency given that this Court could retain oversight of the case. Accordingly, ST Inc. requests that the Court transfer this case to the Austin Division pursuant to 28 U.S.C. § 1404(a).

II. FACTUAL BACKGROUND

ST Inc. is headquartered in Coppell, Texas, but has a place of business in Austin. Dkt. 17 at ¶ 3; Ex. 10 (Andrew C. Mayo Decl.) at ¶ 2. In contrast, ST Inc. has no employees in the Waco

¹ See Fifteenth Order Related to Entry into the United States Courthouse Austin, Texas (May 28, 2021) (*available at* https://www.txwd.uscourts.gov/wp-content/uploads/2021/06/Fifteenth%20Order%20Related%20to%20Entry%20into%20the%20U.S.%20Courthouse_Austin052821.pdf).

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