

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

PARKERVISION, INC.,

Plaintiff,

v.

LG ELECTRONICS, INC.,

Defendant.

Case No. 6:21-cv-00520-ADA

JURY TRIAL DEMANDED

JOINT MOTION TO STAY

Plaintiff ParkerVision, Inc. (“ParkerVision”) and Defendant LG Electronics, Inc. (“LGE”) (collectively, “the Parties”) jointly move to stay all deadlines in this matter for 3 months until and through February 3, 2023, to provide ParkerVision with additional time to secure third-party discovery from Realtek and MediaTek related to the accused products.

On July 12, 2022, ParkerVision filed an unopposed motion for issuance of Letters Rogatory to Realtek and MediaTek. Dkt. Nos. 60 & 61. In its Motions, ParkerVision stated that the information in Realtek and MediaTek’s possession is “important to ParkerVision’s ability to demonstrate LGE’s infringement of the Asserted Patents.” *Id.* at 4.

On July 26, 2022, this Court granted issuance of Letters Rogatory to Realtek and MediaTek. Dkt. Nos. 62 & 63.

As of November 4, 2022, ParkerVision has not received any discovery from either third party and is seeking to stay the case to allow the Letters Rogatory to proceed. LGE does not oppose ParkerVision’s request. *Sequent Energy Management, L.P. v. CPS Energy*, No. SA-21-CV-00395, Dkt. No. 31 (W.D. Tex. Dec. 13, 2021) (granting joint stipulation to extend case

schedule); *see also B&D Produce Sales, LLC v. Packman I, Inc.*, No. SA-16-CV-99-XR, 2016 WL 4435275, at *1 (W.D. Tex. Aug. 19, 2016) (“A district court has the inherent power to stay proceedings.”). Third party discovery will proceed during the stay. Upon expiration of the stay, the Parties will propose a new schedule, with fact discovery proceeding for at least 30 days after the stay is lifted to permit the parties to propound additional discovery and complete depositions of fact witnesses.

The parties’ requested stay may also streamline the issues before this Court. *See, e.g., Kirsch Research & Development, LLC v. IKO Indus., Inc.*, No. 6:20-CV-00317-ADA, 2021 WL 4555610, at *2 (E.D. Tex. Mar. 11, 2015) (outlining factors considered by courts in the stay context, including potential for simplifying issues, prejudice to the nonmovant, and the state of the case). For example, final written decisions are expected by the end of November in *TCL Indus. Holdings Co., Ltd. v. ParkerVision, Inc.* IPR2021-00990 and in *TCL Indus. Holdings Co., Ltd. v. ParkerVision, Inc.* IPR2021-00985. IPR2021-00990 and IPR2021-00985 involve U.S. Patent Nos. 7,110,444 and 7,292,835, respectively, which are the only unexpired patents asserted in this case. The Patent Trial and Appeal Board’s final written decisions in IPR2021-00990 and IPR2021-00985, therefore, may streamline the issues before this Court. There is also no prejudice to either party as the motion is joint and the parties will benefit from the potential streamlining of issues in this case.

Thus, to allow ParkerVision to proceed through its Letters Rogatory, and to avoid wasting the Court’s and the Parties’ time and resources, the Parties jointly request that the Court grant a modest 3-month stay.

Dated: November 8, 2022

/s/ Raymond W. Mort, III

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Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on November 8, 2022, all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(b)(1).

/s/ *Melissa R. Smith*

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