

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

JAWBONE INNOVATIONS, LLC.,	§	Case No. 6:21-cv-00984-ADA
	§	
Plaintiff,	§	<b><u>JURY TRIAL DEMANDED</u></b>
	§	
v.	§	
	§	
APPLE, INC.,	§	
	§	
Defendant.	§	
	§	

**CASE READINESS STATUS REPORT**

Plaintiff Jawbone Innovations, LLC (“Jawbone” or “Plaintiff”) and Defendant Apple, Inc. (“Apple” or “Defendant”) hereby provide the following status report:

**FILING AND EXTENSIONS**

Plaintiff’s Complaint against Apple was filed on September 23, 2021. There has been one extension for a total of 45 days.

**RESPONSE TO THE COMPLAINT**

Apple responded to the Complaint on December 3, 2021 by filing a Motion to Dismiss Plaintiff’s indirect and willful infringement claims (Dkt. No. 9). Apple has not filed any counterclaims at the present time.

**PENDING MOTIONS**

Apple’s Motion to Dismiss (Dkt. No. 9), dated December 3, 2021, is pending.

**RELATED CASES IN THIS JUDICIAL DISTRICT**

*Jawbone Innovations, LLC v. Google LLC*, No. 6:21-cv-00985-ADA asserts the same patents as in this case.

**IPR, CBM, AND OTHER PGR FILINGS**

IPR2022-00213, against U.S. Patent No. 8,280,072, was filed on November 19, 2021 and was docketed on December 9, 2021. An institution decision is expected on or before June 9, 2021.

There are no other known pending IPR, CBM, or other PGR filings.

**NUMBER OF ASSERTED PATENTS AND CLAIMS**

Plaintiff has asserted eight (8) patents. The asserted patents are U.S. Patent Nos. 8,019,091; 7,246,058; 8,280,072; 8,321,213; 8,326,611; 10,779,080; 11,122,357; and 8,467,543. Plaintiff is preparing its Preliminary Infringement Contentions which will set out the number of claims.

**APPOINTMENT OF TECHNICAL ADVISER**

The parties do not request a technical advisor be appointed at this time.

**MEET AND CONFER STATUS**

Plaintiff and Defendant met and conferred. The parties have no pre-Markman issues to raise at the CMC.

Dated: December 10, 2021

Respectfully submitted,

/s/ Raymond W. Mort, III

Raymond W. Mort, III

Texas State Bar No. 00791308

Email: raymort@austinlaw.com

**THE MORT LAW FIRM, PLLC**

100 Congress Avenue, Suite 2000

Austin, Texas 78701

Tel/Fax: 512-865-7950

*OF COUNSEL:*

Alfred R. Fabricant (*Pro Hac Vice* to be filed)

NY Bar No. 2219392

Email: ffabricant@fabricantllp.com

Peter Lambrianakos (*Pro Hac Vice* to be filed)

NY Bar No. 2894392  
Email: plambrianakos@fabricantllp.com  
Vincent J. Rubino, III (*Pro Hac Vice* to be filed)  
NY Bar No. 4557435  
Email: vrubino@fabricantllp.com  
Richard M. Cowell (*Pro Hac Vice* to be filed)  
NY Bar No. 4617759  
Email: rcowell@fabricantllp.com  
**FABRICANT LLP**  
411 Theodore Fremd Road, Suite 206 South  
Rye, New York 10580  
Telephone: (212) 257-5797  
Facsimile: (212) 257-5796

**ATTORNEYS FOR PLAINTIFF  
JAWBONE INNOVATIONS, LLC.**

By: /s/ Ricardo J. Bonilla  
J. Stephen Ravel  
Texas State Bar No. 16584975  
KELLY HART & HALLMAN LLP  
303 Colorado, Suite 2000  
Austin, Texas 78701  
Tel: (512) 495-6429  
Email: steve.ravel@kellyhart.com

Ricardo J. Bonilla  
Texas Bar No. 24082704  
rbonilla@fr.com  
FISH & RICHARDSON P.C.  
1717 Main Street, Suite 5000  
Dallas, TX 75201  
(214) 747-5070 – Telephone  
(214) 747-2091 – Facsimile

Benjamin C. Elacqua  
Texas Bar No. 24055443  
elacqua@fr.com  
FISH & RICHARDSON P.C.  
1221 McKinney Street, Suite 2800  
Houston, Texas 77010  
(713) 654-5300 – Telephone  
(713) 652-0109 – Facsimile

Betty H. Chen  
Texas Bar No. 24056720  
bchen@fr.com  
FISH & RICHARDSON P.C.  
500 Arguello St., Suite 500  
Redwood City, CA 94063  
(650) 839-5067 – Telephone  
(650) 839-5071 - Facsimile

**COUNSEL FOR DEFENDANT  
APPLE INC.**

**CERTIFICATE OF SERVICE**

I hereby certify that on December 10, 2021, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing via electronic mail to all counsel of record. Any other counsel of record will be served by first class U.S. mail.

*/s/ Raymond W. Mort, III*

\_\_\_\_\_  
Raymond W. Mort, III