

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

PARKERVISION, INC.,

Plaintiff,

v.

REALTEK SEMICONDUCTOR CORP.,

Defendant.

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NO. 6:22-cv-01162-ADA

**DEFENDANT'S OPPOSITION TO
PLAINTIFF'S MOTION FOR LEAVE TO EFFECT ALTERNATIVE SERVICE**

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Defendant Realtek Semiconductor Corp. (“Defendant” or “Realtek”), specially appearing herein for this limited purpose,¹ files this Opposition to Plaintiff’s Motion for Leave to Effect Alternative Service (the “Motion”) (Dkt. 10). Plaintiff ParkerVision, Inc. (“Plaintiff” or “ParkerVision”) has made no effort to properly serve Realtek and is not entitled to alternative service. In accordance with this Court’s prior rulings, including *Aprese* and *Purdue*, Plaintiff’s Motion should be denied.

I. INTRODUCTION

The record in this case and its related cases confirms that ParkerVision only filed the instant action after failing to timely seek third party discovery from Realtek in three related cases filed years ago. Now, with this Motion, ParkerVision again seeks to ignore basic requirements of this Court and of due process with a sham notice of service. ParkerVision should be held to the requirements of this Court and the Constitution, and its Motion should be denied accordingly.

ParkerVision filed three other complaints with this Court involving components allegedly supplied by Realtek to the Defendants in those cases: *ParkerVision, Inc. v. Hisense Co., Ltd. et al.*, 6:20-CV-00870-ADA (filed on September 24, 2020), *ParkerVision, Inc. v. TCL Industries Holdings Co. Ltd. et al.*, 6:20-CV-00945 (filed on October 12, 2020), *ParkerVision, Inc. v. LG Electronics, Inc.*, 6:21-CV-00520 (filed on May 22, 2021). In each, ParkerVision alleges that Hisense, TCL, and LG televisions, respectively, incorporate a Realtek RTL8812BU chip that purportedly infringes its patents—the same allegations that appear in ParkerVision’s

¹ By filing this Opposition, Realtek does not concede jurisdiction over it nor does it waive service. Nothing in this Response should be interpreted as a general appearance or waiver or relinquishment of Realtek’s rights to assert defenses or objections including, without limitation, the defenses of: (1) lack of personal jurisdiction; (2) improper venue and/or forum non conveniens; (3) insufficient process; (4) insufficient service of process; (5) failure to state a claim upon which relief can be granted; (6) failure to join a party under Rule 19; (7) improper joinder of claims and/or parties; and (8) any other procedural or substantive defense available under state or federal law.

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