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PATENT

**U.S. District Court [LIVE]
Western District of Texas (Waco)
CIVIL DOCKET FOR CASE #: 6:21-cv-01225-ADA**

Ozmo Licensing LLC v. Acer Inc. et al
Assigned to: Judge Alan D Albright
Cause: 35:271 Patent Infringement

Date Filed: 11/24/2021
Jury Demand: Plaintiff
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff

Ozmo Licensing LLC

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Date Filed	#	Docket Text
11/24/2021	<u>1</u>	COMPLAINT <i>for Patent Infringement</i> (Filing fee \$ 402 receipt number 0542-15473600). No Summons requested at this time, filed by Ozmo Licensing LLC. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit A - '991 Patent, # <u>3</u> Exhibit B - '906 Patent, # <u>4</u> Exhibit C - '814 Patent, # <u>5</u> Exhibit D - '934 Patent, # <u>6</u> Exhibit E - '504 Patent)(Gilliland, Derek) (Entered: 11/24/2021)
11/24/2021	<u>2</u>	Notice of Filing of Patent/Trademark Form (AO 120). AO 120 forwarded to the Director of the U.S. Patent and Trademark Office. (Gilliland, Derek) (Main Document 2 replaced on 11/24/2021) (lad). (Entered: 11/24/2021)
11/24/2021		All parties shall comply with the Standing Orders located at https://www.txwd.uscourts.gov/judges-information/standing-orders/ . (lad) (Entered: 11/24/2021)
11/24/2021	<u>3</u>	Pro Hac Vice Letter to Alyssa H. Ruderman. (lad) (Entered: 11/24/2021)
11/24/2021		Case assigned to Judge Alan D Albright. CM WILL NOW REFLECT THE JUDGE INITIALS AS PART OF THE CASE NUMBER. PLEASE APPEND THESE JUDGE

		INITIALS TO THE CASE NUMBER ON EACH DOCUMENT THAT YOU FILE IN THIS CASE. (lad) (Entered: 11/24/2021)
11/29/2021	4	NOTICE of Attorney Appearance by Robert R. Gilman on behalf of Ozmo Licensing LLC. Attorney Robert R. Gilman added to party Ozmo Licensing LLC(pty:pla) (Gilman, Robert) (Entered: 11/29/2021)
11/29/2021	5	NOTICE of Attorney Appearance by Aaron S. Jacobs on behalf of Ozmo Licensing LLC (Jacobs, Aaron) (Entered: 11/29/2021)
11/29/2021	6	NOTICE of Attorney Appearance by Matthew D. Vella on behalf of Ozmo Licensing LLC (Vella, Matthew) (Entered: 11/29/2021)
12/02/2021	7	REQUEST FOR ISSUANCE OF SUMMONS by Ozmo Licensing LLC. (Gilliland, Derek) (Entered: 12/02/2021)
12/02/2021	8	Summons Issued as to Acer America Corporation. (jc5) (Entered: 12/02/2021)
12/07/2021	9	RULE 7 DISCLOSURE STATEMENT filed by Ozmo Licensing LLC. (Gilliland, Derek) (Entered: 12/07/2021)
12/08/2021	10	SUMMONS Returned Executed by Ozmo Licensing LLC. Acer America Corporation served on 12/3/2021, answer due 12/24/2021. (Gilliland, Derek) (Entered: 12/08/2021)
12/08/2021		Reset Deadlines: Acer Inc. answer due 12/24/2021. (bw) (Entered: 12/08/2021)
12/09/2021	11	MOTION to Appear Pro Hac Vice by Derek T. Gilliland <i>on behalf Alyssa H. Ruderman</i> (Filing fee \$ 100 receipt number 0542-15516368) by on behalf of Ozmo Licensing LLC. (Attachments: # 1 Proposed Order)(Gilliland, Derek) (Entered: 12/09/2021)
12/13/2021	12	ORDER GRANTING 11 Motion to Appear Pro Hac Vice for Attorney Alyssa H. Ruderman. Attorney added for Ozmo Licensing LLC. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order, if he/she has not previously done so for a prior case in this District . Signed by Judge Alan D Albright. (sjda) (Entered: 12/13/2021)
12/15/2021	13	NOTICE of Extension of Time to Answer, Move, Or Otherwise Respond to the Complaint by Acer America Corporation, Acer Inc. re 1 Complaint, (Findlay, Eric) (Entered: 12/15/2021)
12/15/2021	14	Unopposed MOTION to Appear Pro Hac Vice by Eric H. Findlay <i>for Craig Kaufman</i> (Filing fee \$ 100 receipt number 0542-15538841) by on behalf of Acer America Corporation, Acer Inc.. (Attachments: # 1 Attachment A, # 2 Attachment B)(Findlay, Eric) (Main Document 14 replaced on 12/16/2021) (jc5). (Entered: 12/15/2021)
12/15/2021		Reset Deadlines: Acer America Corporation answer due 2/25/2022; Acer Inc. answer due 2/25/2022. (jc5) (Entered: 12/16/2021)
12/28/2021	15	ORDER GRANTING 14 Motion to Appear Pro Hac Vice for Attorney Craig Kaufman. Attorney added for Acer America Corporation, Acer Inc. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order, if he/she has not previously done so for a prior case in this District . Signed by Judge Alan D Albright. (sjda) (Entered: 12/28/2021)
02/17/2022	16	NOTICE of Attorney Appearance by Karl Anthony Rupp on behalf of Ozmo Licensing LLC. Attorney Karl Anthony Rupp added to party Ozmo Licensing LLC(pty:pla) (Rupp, Karl) (Entered: 02/17/2022)

02/25/2022	<u>17</u>	<i>Defendants Acer Inc.'s and Acer America Corporation's ANSWER to <u>1</u> Complaint, and Affirmative Defenses</i> by Acer America Corporation, Acer Inc..(Findlay, Eric) (Entered: 02/25/2022)
02/25/2022	<u>18</u>	RULE 7 DISCLOSURE STATEMENT filed by Acer America Corporation, Acer Inc. identifying Corporate Parent Acer Inc. for Acer America Corporation; Corporate Parent None for Acer Inc.. (Findlay, Eric) (Entered: 02/25/2022)
03/01/2022	<u>19</u>	NOTICE of Attorney Appearance by Kevin Gannon on behalf of Ozmo Licensing LLC. Attorney Kevin Gannon added to party Ozmo Licensing LLC(pty:pla) (Gannon, Kevin) (Entered: 03/01/2022)
03/04/2022	<u>20</u>	NOTICE <i>Case Readiness Status Report</i> by Ozmo Licensing LLC (Rupp, Karl) (Entered: 03/04/2022)
03/10/2022		Parties shall comply with Judge Albright's updated <u>standing orders</u> and <u>COVID-19 standing order</u> available by clicking the included hyperlinks. The updated orders are as follows: 1. <u>Standing Order Regarding Notice of Readiness for Patent Cases 030722</u>, 2. <u>Standing Order on Pretrial Procedures and Requirements in Civil Cases 030722</u>, 3. <u>Standing Order Governing Proceedings 4.0 - Patent Cases 030722</u>, 4. <u>Amended Standing Order Regarding Coronavirus (COVID-19) and Court Proceedings</u>, 5. <u>Amended Standing Order Regarding Joint Or Unopposed Request To Change Deadlines 030722</u>, 6. <u>Amended Standing Order Regarding Filing Documents Under Seal and Redacted Public Versions 030722</u>. (jkda) (Entered: 03/10/2022)
03/11/2022	<u>21</u>	NOTICE <i>Joint Notice of Amended Deadlines</i> by Ozmo Licensing LLC (Rupp, Karl) (Entered: 03/11/2022)
03/21/2022	<u>22</u>	Unopposed MOTION to Withdraw as Attorney <i>for Plaintiff</i> by Ozmo Licensing LLC. (Attachments: # <u>1</u> Proposed Order)(Gilliland, Derek) (Entered: 03/21/2022)
03/22/2022		Text Order GRANTING <u>22</u> Motion to Withdraw as Attorney entered by Judge Alan D Albright. IT IS, THEREFORE, ORDERED that Derek Gilliland is withdrawn as attorney of record and the Clerk shall terminate all future electronic notifications to Derek Gilliland in this matter. (This is a text-only entry generated by the court. There is no document associated with this entry.) (PTlc) (Entered: 03/22/2022)
03/28/2022	<u>23</u>	Agreed MOTION <i>for Entry of Scheduling Order and Order Governing Proceedings in a Patent Case</i> by Ozmo Licensing LLC. (Attachments: # <u>1</u> Exhibit A - Proposed Scheduling Order, # <u>2</u> Exhibit B - Proposed Order Governing Proceedings in a Patent Case)(Rupp, Karl) Modified on 3/28/2022 (lad). (Entered: 03/28/2022)
03/28/2022	<u>24</u>	ORDER GRANTING <u>23</u> Motion for Entry of Scheduling Order. Markman Hearing set for 8/30/2022 09:00 AM before Judge Alan D Albright, Joinder of Parties due by 10/7/2022, Amended Pleadings due by 12/16/2022, Dispositive/Daubert Motions due by 6/2/2023, Pretrial Conference set for 8/4/2023 before Judge Alan D Albright, Jury Selection set for 8/25/2023 before Judge Jeffrey C. Manske, Jury Trial set for 8/25/2023 before Judge Alan D Albright, Signed by Judge Alan D Albright. (lad) (Entered: 03/28/2022)
04/14/2022	<u>25</u>	Standing Order Regarding Order Governing Proceedings Patent Cases. Signed by Judge Alan D Albright. (Entered: 04/14/2022)
06/24/2022	<u>26</u>	Opening Claim Construction Brief by Acer America Corporation, Acer Inc.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u>

		Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J)(Findlay, Eric) (Entered: 06/24/2022)
06/30/2022	27	Unopposed MOTION to Amend/Correct 24 Order on Motion for Entry of Scheduling Order, <i>to Reschedule the Markman Hearing</i> by Acer America Corporation, Acer Inc.. (Attachments: # 1 Proposed Order Scheduling Order)(Findlay, Eric) (Entered: 06/30/2022)
07/06/2022	28	SCHEDULING ORDER: Markman Hearing set for 9/2/2022 09:00 AM before Judge Alan D Albright. Joinder of Parties due by 10/7/2022. Amended Pleadings due by 12/16/2022. Dispositive Motions due by 6/2/2023. Final Pretrial Conference set for 8/4/2023 before Judge Alan D Albright. Jury Selection set for 8/25/2023 before Judge Jeffrey C. Manske. Jury Trial set for 8/25/2023 before Judge Alan D Albright. Motions terminated: 27 Unopposed MOTION to Amend/Correct 24 Order on Motion for Entry of Scheduling Order, <i>to Reschedule the Markman Hearing</i> filed by Acer America Corporation, Acer Inc. Signed by Judge Alan D Albright. (zv) (Entered: 07/06/2022)
07/15/2022	29	Reply Claim Construction Brief regarding 26 Claim Construction Brief, by Ozmo Licensing LLC. (Attachments: # 1 Declaration of Alyssa Ruderman, # 2 Exhibit 1)(Rupp, Karl) (Entered: 07/15/2022)
07/18/2022	30	ORDER Appointing Technical Assistant. Signed by Judge Alan D Albright. (lad) (Entered: 07/18/2022)
07/28/2022	31	Reply Claim Construction Brief regarding 29 Claim Construction Brief by Acer America Corporation, Acer Inc.. (Findlay, Eric) (Entered: 07/28/2022)
08/12/2022	32	Reply Claim Construction Brief regarding 26 Claim Construction Brief, by Ozmo Licensing LLC. (Rupp, Karl) (Entered: 08/12/2022)
08/15/2022	33	Joint Claim Construction Brief or Statement by Ozmo Licensing LLC. (Rupp, Karl) (Entered: 08/15/2022)
09/01/2022	34	NOTICE of Attorney Appearance by Brian Craft on behalf of Acer America Corporation, Acer Inc. (Craft, Brian) (Entered: 09/01/2022)
09/02/2022	35	Minute Entry for proceedings held before Judge Alan D Albright: Markman Hearing held on 9/2/2022. STATEMENTS AND ARGUMENTS OF COUNSEL HEARD, WRITTEN ORDER FORTHCOMING (Minute entry documents are not available electronically.). (Court Reporter Kristie Davis.)(lad) (Entered: 09/02/2022)
09/16/2022		Parties shall comply with Judge Albright's updated standing orders available by clicking the included hyperlinks. The updated orders are as follows: 1. Standing Order Governing Proceedings Patent Cases , 2. Amended Standing Order On Pretrial Procedures and Requirements in Civil Cases . (bot4) (Entered: 09/17/2022)
09/20/2022	36	CLAIM CONSTRUCTION ORDER and Memorandum. Signed by Judge Alan D Albright. (lad) (Entered: 09/20/2022)
09/20/2022	37	ORDER TO PAY TECHNICAL ADVISOR. Signed by Judge Alan D Albright. (lad) (Entered: 09/20/2022)
10/07/2022	38	***VACATED by 39 *** ORDER REFERRING CASE to Magistrate Judge Derek T. Gilliland. Signed by Judge Alan D Albright. (bot4) Modified on 10/11/2022 (lad). (Entered: 10/11/2022)
10/11/2022	39	ORDER Vacating 38 Order Referring Case to Magistrate Judge. CASE NO LONGER

REFERRED to Magistrate Judge Derek T. Gilliland. Signed by Judge Alan D Albright.
(lad) (Entered: 10/11/2022)

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