

1:22cv173, Sentient Sensors, Llc V. Xilinx Incorporated

US District Court Docket
United States District Court, Delaware
(Wilmington)

This case was retrieved on 01/14/2023

Header

Case Number: 1:22cv173
Date Filed: 02/08/2022
Assigned To: Judge Maryellen Noreika
Nature of Suit: Patent (830)
Cause: Patent Infringement
Lead Docket: None
Other Docket: 1:19cv01868
Jurisdiction: Federal Question

Class Code: Open
Statute: 35:271
Jury Demand: Plaintiff
Demand Amount: \$0
NOS Description: Patent

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Proceedings

#	Date	Proceeding Text	Source
1	02/08/2022	COMPLAINT FOR PATENT INFRINGEMENT filed with Jury Demand against Xilinx Incorporated - Magistrate Consent Notice to Pltf. (Filing fee \$ 402, receipt number ADEDC-3798353.) - filed by Sentient Sensors, LLC. (Attachments: # 1 Exhibit A, # 2 Civil Cover Sheet)(apk) (Entered: 02/08/2022)	
2	02/08/2022	Notice, Consent and Referral forms re: U.S. Magistrate Judge jurisdiction. (apk) (Entered: 02/08/2022)	
3	02/08/2022	Report to the Commissioner of Patents and Trademarks for Patent/Trademark Number(s) US 6,938,177 B1. (apk) (Entered: 02/08/2022)	
4	02/08/2022	Summons Issued with Magistrate Consent Notice attached as to Xilinx Incorporated on 2/8/2022. (apk) (Entered: 02/08/2022)	
5	02/09/2022	SUMMONS Returned Executed by Sentient Sensors, LLC. Xilinx Incorporated served on 2/9/2022, answer due 3/2/2022. (Farnan, Michael) (Entered: 02/09/2022)	
	02/16/2022	Case Assigned to Judge Maryellen Noreika. Please include the initials of the Judge (MN) after the case number on all documents filed. (rjb) (Entered: 02/16/2022)	
6	03/03/2022	NOTICE of Appearance by Frederick L. Cottrell, III on behalf of	

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#	Date	Proceeding Text	Source
		Xilinx Incorporated (Cottrell, Frederick) (Entered: 03/03/2022)	
7	03/03/2022	NOTICE of Appearance by Alexandra M. Ewing on behalf of Xilinx Incorporated (Ewing, Alexandra) (Entered: 03/03/2022)	
8	03/03/2022	STIPULATION TO EXTEND TIME to Answer Complaint to April 1, 2022 - filed by Xilinx Incorporated. (Cottrell, Frederick) (Entered: 03/03/2022)	
	03/03/2022	SO ORDERED re 8 STIPULATION TO EXTEND TIME to Answer Complaint to April 1, 2022 (Set/Reset Answer Deadlines: Xilinx Incorporated answer due 4/1/2022). ORDERED by Judge Maryellen Noreika on 3/3/2022. (dlw) (Entered: 03/03/2022)	
9	03/09/2022	MOTION for Pro Hac Vice Appearance of Attorney Aaron R. Fahrenkrog, Emily J. Tremblay, Mary Pheng, and William R. Jones - filed by Xilinx Incorporated. (Cottrell, Frederick) (Entered: 03/09/2022)	
	03/09/2022	SO ORDERED re 9 MOTION for Pro Hac Vice Appearance of Attorney Aaron R. Fahrenkrog, Emily J. Tremblay, Mary Pheng, and William R. Jones filed by Xilinx Incorporated. ORDERED by Judge Maryellen Noreika on 3/9/2022. (dlw) (Entered: 03/09/2022)	
	03/10/2022	Pro Hac Vice Attorney William R Jones and Emily J Tremblay for Xilinx Incorporated added for electronic noticing. Pursuant to Local Rule 83.5 (d)., Delaware counsel shall be the registered users of CM/ECF and shall be required to file all papers. (mpb) (Entered: 03/10/2022)	
	03/11/2022	Pro Hac Vice Attorney Aaron R. Fahrenkrog for Xilinx Incorporated added for electronic noticing. Pursuant to Local Rule 83.5 (d)., Delaware counsel shall be the registered users of CM/ECF and shall be required to file all papers. (apk) (Entered: 03/11/2022)	
	03/28/2022	Pro Hac Vice Attorney Mary Pheng for Xilinx Incorporated added for electronic noticing. Pursuant to Local Rule 83.5 (d)., Delaware counsel shall be the registered users of CM/ECF and shall be required to file all papers. (mpb) (Entered: 03/28/2022)	
10	04/01/2022	MOTION to Dismiss for Failure to State a Claim - filed by Xilinx Incorporated. (Attachments: # 1 Text of Proposed Order Proposed Order)(Cottrell, Frederick) (Entered: 04/01/2022)	
11	04/01/2022	OPENING BRIEF in Support re 10 MOTION to Dismiss for Failure to State a Claim filed by Xilinx Incorporated.Answering Brief/Response due date per Local Rules is 4/18/2022. (Cottrell, Frederick) (Entered: 04/01/2022)	
12	04/01/2022	Disclosure Statement pursuant to Rule 7.1: identifying Other Affiliate Advanced Micro Devices Inc. for Xilinx Incorporated filed by Xilinx Incorporated. (Cottrell, Frederick) (Entered: 04/01/2022)	
13	04/11/2022	STIPULATION TO EXTEND TIME for Plaintiff to respond to Defendant Xilinx, Inc.'s Motion to Dismiss to 4/25/2022 - filed by Sentient Sensors, LLC. (Farnan, Brian) (Entered: 04/11/2022)	
	04/11/2022	SO ORDERED re 13 STIPULATION TO EXTEND TIME for Plaintiff to respond to Defendant Xilinx, Inc.'s Motion to Dismiss to 4/25/2022 (Set Briefing Schedule: re 10 MOTION to Dismiss for Failure to State a Claim - Answering Brief due 4/25/2022). ORDERED by Judge Maryellen Noreika on 4/11/2022. (dlw) (Entered: 04/11/2022)	
14	04/25/2022	NOTICE of Appearance by Warren K. Mabey, Jr on behalf of Xilinx Incorporated (Mabey, Warren) (Main Document 14 replaced on 4/25/2022) (dlw). (Entered: 04/25/2022)	
	04/25/2022	CORRECTING ENTRY: D.I. 14 has been replaced on the docket at the request of counsel. Signature line now indicates counsel for Defendant. (dlw) (Entered: 04/25/2022)	
15	04/25/2022	ANSWERING BRIEF in Opposition re 10 MOTION to Dismiss for	

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		Failure to State a Claim filed by Sentient Sensors, LLC.Reply Brief due date per Local Rules is 5/2/2022. (Farnan, Michael) (Entered: 04/25/2022)	
16	04/26/2022	NOTICE requesting Clerk to remove Aaron R. Fahrenkrog, Emily J. Tremblay, Mary Pheng, and Williams R. Jones as co-counsel.. (Cottrell, Frederick) (Entered: 04/26/2022)	
17	04/26/2022	NOTICE requesting Clerk to remove Frederick L. Cottrell, III and Alexandra M. Ewing as co-counsel.. (Cottrell, Frederick) (Entered: 04/26/2022)	
18	04/29/2022	STIPULATION TO EXTEND TIME to Reply to Plaintiff's Opposition to Defendant Xilinx's Motion to Dismiss to May 9, 2022 - filed by Xilinx Incorporated. (Mabey, Warren) (Entered: 04/29/2022)	
	04/29/2022	SO ORDERED re 18 STIPULATION TO EXTEND TIME to Reply to Plaintiff's Opposition to Defendant Xilinx's Motion to Dismiss to May 9, 2022 (Set Briefing Schedule: re 10 MOTION to Dismiss for Failure to State a Claim - Reply Brief due 5/9/2022). ORDERED by Judge Maryellen Noreika on 4/29/2022. (dlw) (Entered: 04/29/2022)	
19	05/09/2022	REPLY BRIEF re 10 MOTION to Dismiss for Failure to State a Claim filed by Xilinx Incorporated. (Mabey, Warren) (Entered: 05/09/2022)	
20	05/10/2022	MOTION for Pro Hac Vice Appearance of Attorney Gerald J. Flattmann and Andrew Cochran - filed by Sentient Sensors, LLC. (Farnan, Brian) (Entered: 05/10/2022)	
21	05/10/2022	MOTION for Pro Hac Vice Appearance of Attorney Michael Shanahan - filed by Sentient Sensors, LLC. (Farnan, Brian) (Main Document 21 replaced on 5/10/2022) (dlw). Modified on 5/10/2022 (dlw). (Entered: 05/10/2022)	
	05/10/2022	CORRECTING ENTRY: D.I. 21 has been replaced on the docket at the request of counsel and the docket text has been updated to reflect that the motion is for M. Shanahan only. (dlw) (Entered: 05/10/2022)	
	05/10/2022	SO ORDERED re 21 MOTION for Pro Hac Vice Appearance of Attorney Michael Shanahan, 20 MOTION for Pro Hac Vice Appearance of Attorney Gerald J. Flattmann and Andrew Cochran filed by Sentient Sensors, LLC. ORDERED by Judge Maryellen Noreika on 5/10/2022. (dlw) (Entered: 05/10/2022)	
22	05/10/2022	MOTION for Pro Hac Vice Appearance of Attorney David Hoffman, Jeffrey Shneidman, and Daniel Lee - filed by Xilinx Incorporated. (Mabey, Warren) (Entered: 05/10/2022)	
	05/10/2022	Pro Hac Vice Attorney Gerald J. Flattmann, Jr and Andrew J. Cochran for Sentient Sensors, LLC added for electronic noticing. Pursuant to Local Rule 83.5 (d)., Delaware counsel shall be the registered users of CM/ECF and shall be required to file all papers. (mpb) (Entered: 05/10/2022)	
	05/11/2022	SO ORDERED re 22 MOTION for Pro Hac Vice Appearance of Attorney David Hoffman, Jeffrey Shneidman, and Daniel Lee filed by Xilinx Incorporated. ORDERED by Judge Maryellen Noreika on 5/11/2022. (dlw) (Entered: 05/11/2022)	
	05/11/2022	Pro Hac Vice Attorney Jeffrey A. Shneidman for Xilinx Incorporated added for electronic noticing. Pursuant to Local Rule 83.5 (d)., Delaware counsel shall be the registered users of CM/ECF and shall be required to file all papers. (mpb) (Entered: 05/11/2022)	
	05/12/2022	Pro Hac Vice Attorney David M. Hoffman for Xilinx Incorporated added for electronic noticing. Pursuant to Local Rule 83.5 (d)., Delaware counsel shall be the registered users of CM/ECF and	

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		shall be required to file all papers. (mpb) (Entered: 05/12/2022)	
23	10/04/2022	ORAL ORDER Setting IN-PERSON Hearing on 10 MOTION to Dismiss for Failure to State a Claim: IT IS HEREBY ORDERED that a Motion Hearing is set for 10/26/2022 at 10:00 AM in Courtroom 4A before Judge Maryellen Noreika. The Court is setting aside thirty (30) minutes for the argument with the time split equally between the parties. Any slide presentations the parties wish to use during the argument shall be emailed (in PDF format) to MN_civil@ded.uscourts.gov no later than 24 hours prior to the hearing with hard copies delivered to the Clerk's office within one (1) hour thereafter. The parties may, however, agree upon a different time to exchange their respective slides. ORDERED by Judge Maryellen Noreika on 10/4/2022. (dlw) (Entered: 10/04/2022)	
24	10/24/2022	NOTICE of Change of Firm Affiliation of Michael Shanahan by Sentient Sensors, LLC (Farnan, Brian) (Entered: 10/24/2022)	
25	10/25/2022	MOTION for Pro Hac Vice Appearance of Attorney Scott H. Kaliko and John C. Stellabotte - filed by Sentient Sensors, LLC. (Farnan, Brian) (Entered: 10/25/2022)	
	10/25/2022	SO ORDERED re 25 MOTION for Pro Hac Vice Appearance of Attorney Scott H. Kaliko and John C. Stellabotte filed by Sentient Sensors, LLC. ORDERED by Judge Maryellen Noreika on 10/25/2022. (dlw) (Entered: 10/25/2022)	
	10/26/2022	Minute Entry for proceedings held before Judge Maryellen Noreika - Motion Hearing held on 10/26/2022. The defendant's Motion to Dismiss 10 is DENIED. The transcript shall serve as the Court's ruling. (Court Reporter: Dale Hawkins.) (as) (Entered: 10/26/2022)	
	10/26/2022	Pro Hac Vice Attorney Scott H. Kaliko and John C. Stellabotte for Sentient Sensors, LLC added for electronic noticing. Pursuant to Local Rule 83.5 (d)., Delaware counsel shall be the registered users of CM/ECF and shall be required to file all papers. (smg) (Entered: 10/26/2022)	
26	11/09/2022	ANSWER to 1 Complaint, with Jury Demand by Xilinx Incorporated.(Mabey, Warren) (Entered: 11/09/2022)	
27	11/09/2022	ORAL ORDER - IT IS HEREBY ORDERED that, within thirty (30) days from the date of this Order, the parties shall confer regarding proposed dates in the scheduling order and shall submit a proposed order, which is also consistent with the following guidance. The parties shall provide final contentions (i.e., final infringement and invalidity contentions, as well as final non-infringement and validity contentions) around the time that fact discovery closes (i.e., several weeks prior to or after the deadline to complete fact discovery) and at least three weeks before Plaintiff serves its opening claim construction brief. Final contentions shall include a party's contentions under its proposed construction(s), as well as under the opposing construction(s) (if such an alternative contention exists). As such, the parties are encouraged to exchange proposed claim terms and proposed constructions early in the case but in no event later than necessary to allow the parties to include alternative contentions in their final contentions. The joint claim construction chart shall be due one week after the parties have completed their exchange of final contentions, and the joint claim construction brief must be filed at least three weeks before the claim construction hearing. The parties shall leave at least three weeks between the claim construction hearing and the opening of expert discovery. The parties are to use the Court's form scheduling order, which is posted at http://www.ded.uscourts.gov (see Chambers, Judge Noreika, Forms), and the parties must include a proposal for the	

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		length and timing of trial. If there are disputes or issues that the Court needs to address in the proposed scheduling order, the parties shall direct the Court to the paragraph numbers in which those appear in a cover letter to the Court. ORDERED by Judge Maryellen Noreika on 11/9/2022. (dlw) (Entered: 11/09/2022)	
28	12/09/2022	STIPULATION TO EXTEND TIME to submit a proposed Scheduling Order to 12/16/2022 - filed by Sentient Sensors, LLC. (Farnan, Brian) (Entered: 12/09/2022)	
	12/12/2022	SO ORDERED re 28 STIPULATION TO EXTEND TIME to submit a proposed Scheduling Order to 12/16/2022. ORDERED by Judge Maryellen Noreika on 12/12/2022. (dlw) (Entered: 12/12/2022)	
29	12/16/2022	PROPOSED ORDER // Scheduling Order re 27 Oral Order by Sentient Sensors, LLC. (Attachments: # 1 Exhibit Letter to The Honorable Maryellen Noreika)(Farnan, Brian) Modified on 12/19/2022 (dlw). (Entered: 12/16/2022)	
30	12/19/2022	SCHEDULING ORDER: Joinder of Parties due by 10/12/2023. Amended Pleadings due by 10/12/2023. Fact Discovery completed by 1/10/2024. Opening Expert Reports due by 6/20/2024. Rebuttal Expert Reports due by 7/25/2024. Expert Discovery due by 9/12/2024. Dispositive Motions due by 10/10/2024. Answering Brief due 10/31/2024. Reply Brief due 11/14/2024. Claim Construction Opening Brief served by 3/1/2024. Claim Construction Answering Brief served by 3/15/2024. Claim Construction Reply Brief served by 3/29/2024. Claim Construction Surreply Brief served by 4/12/2024. Joint Claim Construction Brief filed by 4/19/2024. A Markman Hearing is set for 5/10/2024 at 10:00 AM in Courtroom 4A before Judge Maryellen Noreika. A Pretrial Conference is set for 3/18/2025 at 10:00 AM in Courtroom 4A before Judge Maryellen Noreika. A 3-day Jury Trial is set for 3/25/2025 at 09:30 AM in Courtroom 4A before Judge Maryellen Noreika. Signed by Judge Maryellen Noreika on 12/19/2022. (dlw) (Entered: 12/19/2022)	
31	12/27/2022	NOTICE OF SERVICE of Defendant Xilinx, Inc.'s Initial Disclosures Pursuant to F.R.C.P. 26(a)(1) filed by Xilinx Incorporated.(Mabey, Warren) (Entered: 12/27/2022)	
32	01/05/2023	STIPULATION TO EXTEND TIME to submit a Proposed Protective Order, Modifications to ESI Default Standard, and to Exchange ESI Initial Disclosures to 1/13/2023 - filed by Sentient Sensors, LLC. (Farnan, Michael) (Entered: 01/05/2023)	
	01/05/2023	SO ORDERED re 32 STIPULATION TO EXTEND TIME to submit a Proposed Protective Order, Modifications to ESI Default Standard, and to Exchange ESI Initial Disclosures to 1/13/2023. ORDERED by Judge Maryellen Noreika on 1/5/2023. (dlw) (Entered: 01/05/2023)	
33	01/06/2023	NOTICE of Change of Firm Affiliation of Gerald J. Flattmann Jr. by Sentient Sensors, LLC (Farnan, Brian) (Entered: 01/06/2023)	
34	01/13/2023	PROPOSED ORDER // Protective Order by Sentient Sensors, LLC. (Farnan, Brian) Modified on 1/13/2023 (dlw). (Entered: 01/13/2023)	
35	01/13/2023	PROPOSED ORDER // Stipulated Order Regarding Discovery of Electronically Stored Information by Sentient Sensors, LLC. (Farnan, Brian) Modified on 1/13/2023 (dlw). (Entered: 01/13/2023)	
36	01/13/2023	NOTICE OF SERVICE of Plaintiff's Initial Disclosures Pursuant to Paragraph 3 of the Default Standard for Discovery filed by Sentient Sensors, LLC.(Farnan, Brian) (Entered: 01/13/2023)	
37	01/13/2023	STIPULATED ORDER REGARDING DISCOVERY OF ELECTRONICALLY STORED INFORMATION. Signed by Judge Maryellen Noreika on 1/13/2023. (dlw) (Entered: 01/13/2023)	

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38	01/13/2023	STIPULATED ORDER REGARDING DISCOVERY OF ELECTRONICALLY STORED INFORMATION. Signed by Judge Maryellen Noreika on 1/13/2023. (dlw) (Entered: 01/13/2023)	

Patents

Number	Title	Issued	Class	Subclass
6,938,177	Multi-chip module smart controller	08/30/2005	713	500

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