Docket Entries

141 Results VIEW IN BROWSER

Case Numbers: EDTX-2-21-cv-00455

Date	#	Description
Dec. 15, 2021		Case assigned to District Judge Rodney Gilstrap and Magistrate Judge Roy S. Payne. (ch,) (Entered: 12/15/2021)
Dec. 15, 2021	1	COMPLAINT against Nissan North America, Inc. (Filing fee $ 402 receipt number 0540-8711886.), filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Civil Cover Sheet, # 2 Certificate of Interested Parties, # 3 Exhibit 1, # 4 Exhibit 2, # 5 Exhibit 3, # 6 Exhibit 4)(Pierce, Jonathan) (Entered: 12/15/2021)
		Complaint -- Infringement N/A
Dec. 15, 2021	2	Notice of Filing of Patent/Trademark Form (AO 120). AO 120 mailed to the Director of the U.S. Patent and Trademark Office. (Pierce, Jonathan) (Entered: 12/15/2021)
Dec. 15, 2021	3	NOTICE of Attorney Appearance by Miranda Yan Jones on behalf of Westport Fuel Systems Canada Inc. (Jones, Miranda) (Entered: 12/15/2021)
Dec. 16, 2021	4	SUMMONS Issued as to Nissan North America, Inc.. (ch,) (Entered: 12/16/2021)
Dec. 16, 2021	5	NOTICE of Attorney Appearance by Ray T Torgerson on behalf of Westport Fuel Systems Canada Inc. (Torgerson, Ray) (Entered: 12/16/2021)
Dec. 22, 2021	6	SUMMONS Returned Executed by Westport Fuel Systems Canada Inc.. Nissan North America, Inc. served on 12/17/2021, answer due 1/7/2022. (Pierce, Jonathan) (Entered: 12/22/2021)
Dec. 27, 2021	7	STIPULATION of Plaintiff, Westport Fuel Systems Canada, Inc., to Extend the Deadline to Respond to Plaintiff's Original Complaint by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Proposed Order)(Pierce, Jonathan) (Entered: 12/27/2021)
Jan. 03, 2022	8	ORDER granting 7 STIPULATION of Plaintiff, Westport Fuel Systems Canada, Inc., to Extend the Deadline to Respond to Plaintiff's Original Complaint. Signed by Magistrate Judge Roy S. Payne on 1/3/2022. (ch,) (Entered: 01/03/2022)
Jan. 12, 2022	9	NOTICE of Attorney Appearance by Derek Vann Forinash on behalf of Westport Fuel Systems Canada Inc. (Forinash, Derek) (Entered: 01/12/2022)
Jan. 24, 2022	10	NOTICE of Attorney Appearance by Claire Abernathy Henry on behalf of Westport Fuel Systems Canada Inc. (Henry, Claire) (Entered: 01/24/2022)
Feb. 12, 2022	11	CONSOLIDATION ORDER - The above-captioned case is hereby ORDERED to be CONSOLIDATED for all pretrial issues with the LEAD CASE, Case No. 2:21-cv-00455. All parties are instructed to file any future filings in the LEAD CASE. Signed by District Judge Rodney Gilstrap on 2/12/2022. (ch,) (Entered: 02/14/2022)
		Sua Sponte - Motion to Consolidate Granted
Feb. 15, 2022	12	NOTICE of Attorney Appearance by Michael E Jones on behalf of General Motors, LLC (Jones, Michael) (Entered: 02/15/2022)
Feb. 15, 2022	13	ORDER - Scheduling Conference set for 3/16/2022 02:00 PM before District Judge Rodney Gilstrap. Signed by Magistrate Judge Roy S. Payne on 2/15/2022. (ch,) (Entered: 02/15/2022)
Feb. 15, 2022	14	NOTICE of Attorney Appearance by J Michael Huget on behalf of General Motors, LLC (Huget, J) (Entered: 02/15/2022)
Feb. 15, 2022	15	NOTICE of Attorney Appearance - Pro Hac Vice by Dennis J Abdelnour on behalf of General Motors, LLC. Filing fee $ 100, receipt number 0540-8790088. (Abdelnour, Dennis) (Entered: 02/15/2022)
Feb. 15, 2022	16	NOTICE of Attorney Appearance by Jonathan Ray Spivey on behalf of Nissan North America, Inc. (Spivey, Jonathan) (Entered: 02/15/2022)
Feb. 15, 2022	17	NOTICE of Attorney Appearance by Jahnathan LaRoi Davidson Braquet on behalf of Nissan North America, Inc. (Braquet, Jahnathan) (Entered: 02/15/2022)
Feb. 16, 2022	18	NOTICE of Attorney Appearance - Pro Hac Vice by David J Thomas on behalf of General Motors, LLC. Filing fee $ 100, receipt number 0540-8791118. (Thomas, David) (Additional attachment(s) added on 2/16/2022: # 1 Sealed Attachment) (nkl,). (Entered: 02/16/2022)
Feb. 16, 2022	19	NOTICE of Attorney Appearance by LaTasha Mabry Snipes on behalf of Nissan North America, Inc. (Snipes, LaTasha) (Entered: 02/16/2022)
Feb. 16, 2022	20	Unopposed MOTION for Extension of Time to File Answer re 1 Complaint, by Nissan North America, Inc.. (Spivey, Jonathan) (Additional attachment(s) added on 2/16/2022: # 1 Text of Proposed Order) (ch,). (Entered: 02/16/2022)
Feb. 17, 2022	21	ORDER granting 20 Unopposed MOTION for Extension of Time to File Answer re 1 Complaint. Nissan North America, Inc. answer due 3/24/2022.. Signed by Magistrate Judge Roy S. Payne on 2/17/2022. (ch,) (Entered: 02/17/2022)
Feb. 17, 2022	22	Unopposed MOTION for Extension of Time to File Answer to Complaint [as filed in cv456] by General Motors, LLC. (Attachments: # 1 Text of Proposed Order)(Jones, Michael) (Entered: 02/17/2022)

Feb. 22, 2022	23	ANSWER to Complaint [as filed in 2:21cv456], Affirmative Defenses and, COUNTERCLAIM against Westport Fuel Systems Canada Inc. by General Motors, LLC.(Jones, Michael) (Entered: 02/22/2022)	
		Answer N/A	
Feb. 22, 2022	24	DEMAND for Trial by Jury by General Motors, LLC. (Jones, Michael) (Entered: 02/22/2022)	
Feb. 23, 2022		In accordance with the provisions of 28 USC Section 636(c), you are hereby notified that a U.S. Magistrate Judge of this district court is available to conduct any or all proceedings in this case including a jury or non-jury trial and to order the entry of a final judgment. The form Consent to Proceed Before Magistrate Judge is available on our website. All signed consent forms, excluding pro se parties, should be filed electronically using the event Notice Regarding Consent to Proceed Before Magistrate Judge. (nkl,) (Entered: 02/23/2022)	
Feb. 23, 2022	25	ORDER granting 22 Unopposed MOTION for Extension of Time to File Answer to Complaint. General Motors, LLC., General Motors, LLC answer due 3/23/2022.. Signed by Magistrate Judge Roy S. Payne on 2/23/2022. (ch,) (Entered: 02/23/2022)	
Feb. 24, 2022	26	CORPORATE DISCLOSURE STATEMENT filed by General Motors, LLC identifying Corporate Parent General Motors Company, Corporate Parent General Motors Holding LLC for General Motors, LLC. (Jones, Michael) (Entered: 02/24/2022)	
		Corporate Disclosure Statement N/A	
Mar. 02, 2022	27	NOTICE by Westport Fuel Systems Canada Inc. Notice of Compliance for Serving its Disclosures for PR 3-1 and 3-2 (Pierce, Jonathan) (Entered: 03/02/2022)	
Mar. 07, 2022	28	NOTICE of Attorney Appearance by Earl Glenn Thames, Jr on behalf of General Motors, LLC (Thames, Earl) (Entered: 03/07/2022)	
Mar. 15, 2022	29	Plaintiff's Answer to Defendant General Motors, LLC's Counterclaim ANSWER to 23 Answer to Complaint, Counterclaim by Westport Fuel Systems Canada Inc..(Pierce, Jonathan) (Entered: 03/15/2022)	
Mar. 16, 2022		Minute Entry for proceedings held before District Judge Rodney Gilstrap: Scheduling Conference held on 3/16/2022. Counsel for the parties appeared. Court asked whether they consented to trial before the U.S. Magistrate Judge. Court then gave the parties Claim Construction and Jury Selection/Trial dates. (Court Reporter Shawn McRoberts, RMR, CRR) (aeb) (Entered: 03/17/2022)	
Mar. 23, 2022		NOTICE of Deficiency regarding the SEALED ADDITIONAL ATTACHMENTS to Main Document submitted document 31 does not contain a Certificate of Authorization to File Under Seal per Local Rule CV-5(a)(7)(A). Correction should be made by one business day. (nkl,) (Entered: 03/23/2022)	
Mar. 23, 2022	30	MOTION to Dismiss by Nissan North America, Inc.. (Attachments: # 1 Affidavit)(Braquet, Jahnathan) (Additional attachment(s) added on 3/24/2022: # 2 Text of Proposed Order) (nkl,). (Entered: 03/23/2022)	
Mar. 23, 2022	31	DEFICIENT DOCUMENT SEALED ADDITIONAL ATTACHMENTS to Main Document: 30 MOTION to Dismiss . (Braquet, Jahnathan) Modified on 3/23/2022 (nkl,). (Entered: 03/23/2022)	
Mar. 24, 2022	32	Unopposed MOTION to Seal Document by Nissan North America, Inc.. (Attachments: # 1 Text of Proposed Order)(Spivey, Jonathan) (Entered: 03/24/2022)	
Mar. 24, 2022	33	Sealed Document. (Spivey, Jonathan) (Entered: 03/24/2022)	
Mar. 27, 2022	34	ORDER granting 32 Motion to Seal Document. Signed by Magistrate Judge Roy S. Payne on 3/27/2022. (ch,) (Entered: 03/28/2022)	
Mar. 29, 2022	35	Unopposed MOTION for Extension of Time to File Response/Reply as to 30 MOTION to Dismiss Pursuant to Rule 12(B)(3) and 12(B)(6) by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order)(Torgerson, Ray) (Entered: 03/29/2022)	
Mar. 30, 2022	36	ORDER granting 35 Motion for Extension of Time to File Response/Reply re 30 MOTION to Dismiss Responses due by 5/6/2022. Signed by Magistrate Judge Roy S. Payne on 3/30/2022. (nkl,) (Entered: 03/30/2022)	
Mar. 30, 2022	37	Joint MOTION Joint Motion for Entry of Agreed Discovery Order re 13 Order, Set Deadlines/Hearings by General Motors, LLC, Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit A)(Pierce, Jonathan) (Entered: 03/30/2022)	
Mar. 30, 2022	38	DEFICIENT DOCUMENT Joint MOTION for Extension of Time to File Proposed Docket Control Order by General Motors, LLC, Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order)(Pierce, Jonathan) Modified on 3/31/2022 (nkl,). (Entered: 03/30/2022)	
Mar. 31, 2022		NOTICE of Deficiency regarding the Joint MOTION for Extension of Time to File Proposed Docket Control Order submitted document 38 does not contain a Certificate of Conference. Correction should be made by one business day. (nkl,) (Entered: 03/31/2022)	
Mar. 31, 2022	39	Joint MOTION for Extension of Time to File the proposed Docket Control Order by General Motors, LLC, Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order)(Pierce, Jonathan) (Entered: 03/31/2022)	
Mar. 31, 2022	40	MOTION Partly Opposed Motion for Entry of Docket Control Order by General Motors, LLC, Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3)(Pierce, Jonathan) (Entered: 03/31/2022)	
Mar. 31, 2022	41	DISCOVERY ORDER re 37 Motion for Entry of Agreed Discovery Order. Signed by Magistrate Judge Roy S. Payne on 3/31/2022. (mem) (Entered: 03/31/2022)	
Mar. 31, 2022	42	Unopposed MOTION to Seal Document by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order) (Pierce, Jonathan) (Entered: 03/31/2022)	

Mar. 31, 2022	43	ORDER granting 39 Motion for Extension of Time to File. It is ORDERED that the deadline for filing the Docket Control Order be extended through March 31, 2022. Signed by Magistrate Judge Roy S. Payne on 3/31/2022. (mem) (Entered: 03/31/2022)
Mar. 31, 2022	44	DEFICIENT DOCUMENT Opposed SEALED MOTION Plaintiff's Opposed Sealed Discovery Motion for Leave to Conduct Limited and Expedited Venue Discovery by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order)(Pierce, Jonathan) Modified on 4/1/2022 (nkl,). (Entered: 03/31/2022)
Apr. 01, 2022		NOTICE of Deficiency regarding the Opposed SEALED MOTION Plaintiff's Opposed Sealed Discovery Motion for Leave to Conduct Limited and Expedited Venue Discovery submitted document 44 does not contain a Certificate of Authorization to File Under Seal per Local Rule CV-5(a)(7)(A). Correction should be made by one business day. (nkl,) (Entered: 04/01/2022)
Apr. 01, 2022	45	ORDER granting 42 Motion to Seal Document. Signed by Magistrate Judge Roy S. Payne on 4/1/2022. (nkl,) (Entered: 04/01/2022)
Apr. 01, 2022	46	Opposed SEALED MOTION Plaintiff's Opposed Sealed Discovery Motion for Leave to Conduct Limited and Expedited Venue Discovery by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order)(Pierce, Jonathan) (Entered: 04/01/2022)
Apr. 01, 2022	47	ORDER re 46 Opposed SEALED MOTION Plaintiff's Opposed Sealed Discovery Motion for Leave to Conduct Limited and Expedited Venue Discovery filed by Westport Fuel Systems Canada Inc.. Signed by Magistrate Judge Roy S. Payne on 4/1/2022. (nkl,) (Entered: 04/01/2022)
Apr. 05, 2022	48	Unopposed MOTION to Seal Document by Nissan North America, Inc.. (Attachments: # 1 Text of Proposed Order)(Spivey, Jonathan) (Entered: 04/05/2022)
Apr. 05, 2022	49	SEALED RESPONSE to Motion re 46 Opposed SEALED MOTION Plaintiff's Opposed Sealed Discovery Motion for Leave to Conduct Limited and Expedited Venue Discovery filed by Nissan North America, Inc.. (Attachments: # 1 Text of Proposed Order) (Spivey, Jonathan) (Entered: 04/05/2022)
Apr. 06, 2022	50	Joint MOTION for Protective Order Joint Motion for Entry of Agreed Protective Order by General Motors, LLC, Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit A-proposed Protective Order)(Pierce, Jonathan) (Entered: 04/06/2022)
Apr. 06, 2022	51	NOTICE of Discovery Disclosure by Westport Fuel Systems Canada Inc. (Pierce, Jonathan) (Entered: 04/06/2022)
Apr. 06, 2022	52	Joint MOTION Joint Motion for Entry of Agreed ESI Order by General Motors, LLC, Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit A - proposed ESI Order)(Pierce, Jonathan) (Entered: 04/06/2022)
Apr. 07, 2022	54	PROTECTIVE ORDER. Signed by Magistrate Judge Roy S. Payne on 4/7/2022. (slo,) (Entered: 04/08/2022)
Apr. 08, 2022	53	ORDER granting 48 Motion to Seal Document. It is ORDERED that Nissan may file its Opposition to Plaintiff's Opposed Sealed Motion for Leave to Conduct Limited and Expedited Venue Discovery under seal. Signed by Magistrate Judge Roy S. Payne on 4/7/2022. (slo,) (Entered: 04/08/2022)
Apr. 08, 2022	55	ORDER REGARDING E-DISCOVERY. Signed by Magistrate Judge Roy S. Payne on 4/7/2022. (slo,) (Entered: 04/08/2022)
Apr. 11, 2022	56	NOTICE of Attorney Appearance by Shaun William Hassett on behalf of General Motors, LLC (Hassett, Shaun) (Entered: 04/11/2022)
Apr. 15, 2022	57	MOTION to Stay by Nissan North America, Inc.. (Attachments: # 1 Exhibit A - Westport Complaint Against Nissan, # 2 Exhibit Ex. B - Westport - Nissan Infringement Contentions, # 3 Exhibit Ex. C - Westport - GM Infringement Contentions, # 4 Exhibit Ex. D - DJ Complaint - Bosch v. Westport, # 5 Text of Proposed Order)(Spivey, Jonathan) (Entered: 04/15/2022)
Apr. 17, 2022		Pretrial Conference set for 7/21/2023 09:00 AM before Magistrate Judge Roy S. Payne. Amended Pleadings due by 12/1/2022., Markman Hearing set for 2/16/2023 09:00 AM before Magistrate Judge Roy S. Payne., Motions due by 6/26/2023., Proposed Pretrial Order due by 7/10/2023.) Jury Selection set for 8/21/2023 09:00AM before District Judge Rodney Gilstrap. (ch,) (Entered: 04/18/2022)
Apr. 17, 2022	58	ORDER granting 46 Opposed SEALED MOTION Plaintiff's Opposed Sealed Discovery Motion for Leave to Conduct Limited and Expedited Venue Discovery. Signed by Magistrate Judge Roy S. Payne on 4/17/2022. (ch,) (Entered: 04/18/2022)

Motion for Expedited Discovery — Granted

Apr. 17, 2022	59	DOCKET CONTROL ORDER granting 40 MOTION Partly Opposed Motion for Entry of Docket Control Order. Signed by Magistrate Judge Roy S. Payne on 4/17/2022. (ch,) (Entered: 04/18/2022)
Apr. 29, 2022	60	RESPONSE to Motion re 57 MOTION to Stay Pending Resolution of the Pending Litigation between Plaintiff Westport Fuel Systems and Robert Bosch, LLC filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit 1, # 2 Text of Proposed Order)(Pierce, Jonathan) (Entered: 04/29/2022)
Apr. 30, 2022	61	APPEAL OF MAGISTRATE JUDGE DECISION to District Court by Nissan North America, Inc. re 58 Order on Sealed Motion (Attachments: # 1 Text of Proposed Order)(Spivey, Jonathan) (Entered: 04/30/2022)
May. 04, 2022	62	Opposed MOTION to Change Venue Pursuant to 28 U.S.C. Sec. 1404 or In the Alternative to Stay by General Motors, LLC. (Attachments: # 1 Ex. 1 - Thomas Declaration, # 2 Thomas Ex. A, # 3 Thomas Ex. B, # 4 Thomas Ex. C, # 5 Thomas Ex. D, # 6 Thomas Ex. E, # 7 Thomas Ex. F, # 8 Thomas Ex. G, # 9 Thomas Ex. H, # 10 Thomas Ex. I, # 11 Thomas Ex. J, # 12 Thomas Ex. K, # 13 Thomas Ex. L, # 14 Thomas Ex. M, # 15 Thomas Ex. N, # 16 Thomas Ex. O, # 17 Ex. 2 - Hubl Declaration, # 18 Ex. 3 - Liedel Declaration, # 19 Ex. 4 - Hernandez Declaration, # 20 Text of Proposed Order)(Jones, Michael) (Entered: 05/04/2022)
May. 06, 2022	63	Unopposed MOTION for Extension of Time to File Response/Reply to Venue Related Discovery by Nissan North America, Inc.. (Attachments: # 1 Text of Proposed Order)(Spivey, Jonathan) (Entered: 05/06/2022)
May. 06, 2022	64	REPLY to Response to Motion re 57 MOTION to Stay filed by Nissan North America, Inc.. (Attachments: # 1 Exhibit Declaration, # 2 Exhibit A - Westport Preliminary Infringement Contentions, # 3 Exhibit B 2022.04.04 [Dkt. 1] Complaint - Bosch v. Westport) (Spivey, Jonathan) (Entered: 05/06/2022)

May. 16, 2022	65	***FILED IN ERROR***RESPONSE to 61 Appeal of Magistrate Judge Decision to District Court by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order)(Pierce, Jonathan) Modified on 5/17/2022 (ch,). (Entered: 05/16/2022)	
May. 17, 2022		***FILED IN ERROR. PER ATTORNEY Document # 65, Response. PLEASE IGNORE.*** (ch,) (Entered: 05/17/2022)	
May. 17, 2022	66	RESPONSE to 61 Appeal of Magistrate Judge Decision to District Court filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order)(Pierce, Jonathan) (Entered: 05/17/2022)	
May. 18, 2022	67	RESPONSE to Motion re 62 Opposed MOTION to Change Venue Pursuant to 28 U.S.C. Sec. 1404 or In the Alternative to Stay filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order)(Pierce, Jonathan) (Entered: 05/18/2022)	
May. 24, 2022	68	REPLY IN SUPPORT to 66 Response to Non-Motion, 61 Appeal of Magistrate Judge Decision to District Court Reply to Response filed by Nissan North America, Inc.. (Spivey, Jonathan) Modified on 5/24/2022 (ch,). (Entered: 05/24/2022)	
May. 25, 2022	69	REPLY to Response to Motion re 62 Opposed MOTION to Change Venue Pursuant to 28 U.S.C. Sec. 1404 or In the Alternative to Stay filed by General Motors, LLC. (Jones, Michael) (Entered: 05/25/2022)	
May. 31, 2022	70	SUR-REPLY to 66 Response to Non-Motion Plaintiff Westport Fuel System Canada Inc.'s Sur-Reply to Defendant Nissan North America, Inc.'s Objection to and Appeal of Magistrate Payne's April 17, 2022 Order Granting Venue Discovery filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3)(Pierce, Jonathan) Modified on 5/31/2022 (ch,). (Entered: 05/31/2022)	
Jun. 01, 2022	71	SUR-REPLY to Reply to Response to Motion re 62 Opposed MOTION to Change Venue Pursuant to 28 U.S.C. Sec. 1404 or In the Alternative to Stay filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit 1)(Pierce, Jonathan) (Entered: 06/01/2022)	
Jun. 02, 2022	72	ORDER - Objection (Dkt. No. 61) is OVERRULED and theMagistrate Judges April 17, 2022 Order (Dkt. No. 58) is AFFIRMED.. Signed by District Judge Rodney Gilstrap on 6/2/2022. (ch,) (Entered: 06/03/2022)	PDF

Objection to Order of Magistrate Judge Re - Motion for Expedited Discovery Objection overruled / report adopted

Jun. 06, 2022	73	ORDER granting 63 Motion for Extension of Time to File Response/Reply re 63 Unopposed MOTION for Extension of Time to File Response/Reply to Venue Related Discovery. Signed by Magistrate Judge Roy S. Payne on 6/6/2022. (ch,) (Entered: 06/06/2022)	
Jun. 13, 2022	74	Opposed MOTION for Protective Order by Nissan North America, Inc.. (Attachments: # 1 Exhibit A - Plaintiff's Rule 30(B)(6) Deposition Notice of Defendant Nissan North America Inc, # 2 Exhibit B - Nissan's Objections to Westport's 30(b)(6) Deposition Notice of NNAM, # 3 Exhibit C - Nissan's Second Amended Objections to Westport's 30(b)(6) Deposition Notice of NNAM, # 4 Text of Proposed Order)(Spivey, Jonathan) (Entered: 06/13/2022)	
Jun. 21, 2022	75	***FILED IN ERROR***Unopposed MOTION Plaintiff Westport Fuel Systems Canada Inc.'s EXPEDITED Unopposed Motion to Extend Briefing Deadline re 30 MOTION to Dismiss by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order)(Pierce, Jonathan) Modified on 6/22/2022 (ch,). (Entered: 06/21/2022)	
Jun. 22, 2022		***FILED IN ERROR. PER ATTORNEY Document # 75, Motion to Extend. PLEASE IGNORE.*** (ch,) (Entered: 06/22/2022)	
Jun. 22, 2022	76	Unopposed MOTION to Extend Briefing Deadline re 30 MOTION to Dismiss by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order)(Pierce, Jonathan) (Entered: 06/22/2022)	
Jun. 23, 2022	77	Unopposed MOTION to File Under Seal by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order) (Pierce, Jonathan) (Entered: 06/23/2022)	
Jun. 23, 2022	78	[SEALED RESPONSE] Plaintiff Westport Fuel Systems Canada Inc.'s Response In Opposition to Defendant Nissan North America Inc.'s Motion re 30 MOTION to Dismiss filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order, # 2 Exhibit 1, # 3 Exhibit 2, # 4 Exhibit 3, # 5 Exhibit 4, # 6 Exhibit 5, # 7 Exhibit 6)(Pierce, Jonathan) (Entered: 06/23/2022)	
Jun. 23, 2022	79	[SEALED ADDITIONAL ATTACHMENTS] to Main Document: 78 [SEALED RESPONSE] Plaintiff Westport Fuel Systems Canada Inc.'s Response In Opposition to Defendant Nissan North America Inc.'s Motion re 30 MOTION to Dismiss. (Attachments: # 1 Exhibit 7 (Part 1 of 5) (Pierce, Jonathan) (Entered: 06/23/2022)	
Jun. 23, 2022	80	[SEALED ADDITIONAL ATTACHMENTS] to Main Document: 78 [SEALED RESPONSE] Plaintiff Westport Fuel Systems Canada Inc.'s Response In Opposition to Defendant Nissan North America Inc.'s Motion re 30 MOTION to Dismiss (Attachments: # 1 Exhibit 7 (Part 2 of 5) (Pierce, Jonathan) (Entered: 06/23/2022)	
Jun. 23, 2022	81	[SEALED ADDITIONAL ATTACHMENTS] to Main Document: 78 [SEALED RESPONSE] Plaintiff Westport Fuel Systems Canada Inc.'s Response In Opposition to Defendant Nissan North America Inc.'s Motion re 30 MOTION to Dismiss. (Attachments: # 1 Exhibit 7 (Part 3 of 5) (Pierce, Jonathan) (Entered: 06/23/2022)	
Jun. 23, 2022	82	[SEALED ADDITIONAL ATTACHMENTS] to Main Document: 78 [SEALED RESPONSE] Plaintiff Westport Fuel Systems Canada Inc.'s Response In Opposition to Defendant Nissan North America Inc.'s Motion re 30 MOTION to Dismiss. (Attachments: # 1 Exhibit 7 (Part 4 of 5) (Pierce, Jonathan) (Entered: 06/23/2022)	
Jun. 23, 2022	83	[SEALED ADDITIONAL ATTACHMENTS] to Main Document: 78 [SEALED RESPONSE] Plaintiff Westport Fuel Systems Canada Inc.'s Response In Opposition to Defendant Nissan North America Inc.'s Motion re 30 MOTION to Dismiss (Attachments: # 1 Exhibit 7 (Part 5 of 5) (Pierce, Jonathan) (Entered: 06/23/2022)	
Jun. 23, 2022	84	[SEALED ADDITIONAL ATTACHMENTS] to Main Document: 78 [SEALED RESPONSE] Plaintiff Westport Fuel Systems Canada Inc.'s Response In Opposition to Defendant Nissan North America Inc.'s Motion re 30 MOTION to Dismiss. (Attachments: # 1 Exhibit 8, # 2 Exhibit 9, # 3 Exhibit 10, # 4 Exhibit 11, # 5 Exhibit 12, # 6 Exhibit 13, # 7 Exhibit 14, # 8 Exhibit 15, # 9 Exhibit 16, # 10 Exhibit 17) (Pierce, Jonathan) (Entered: 06/23/2022)	
Jun. 23, 2022	85	[SEALED ADDITIONAL ATTACHMENTS] to Main Document: 78 [SEALED RESPONSE] Plaintiff Westport Fuel Systems Canada Inc.'s Response In Opposition to Defendant Nissan North America Inc.'s Motion re 30 MOTION to Dismiss. (Attachments: # 1 Exhibit 18) (Pierce, Jonathan) (Entered: 06/23/2022)	

Jun. 24, 2022		***FILED IN ERROR. FILED UNDER WRONG EVENT Document # 88, Redacted Document. PLEASE IGNORE.*** (ch,) (Entered: 06/24/2022)	
Jun. 24, 2022	86	ORDER granting 76 Unopposed MOTION to Extend Briefing Deadline re 30 MOTION to Dismiss. Signed by Magistrate Judge Roy S. Payne on 6/24/2022. (ch,) (Entered: 06/24/2022)	
Jun. 24, 2022	87	Additional Attachments to Main Document: 85 Sealed Additional Attachments to Main Document, 82 Sealed Additional Attachments to Main Document, 79 Sealed Additional Attachments to Main Document, 80 Sealed Additional Attachments to Main Document, 83 Sealed Additional Attachments to Main Document, 84 Sealed Additional Attachments to Main Document, 81 Sealed Additional Attachments to Main Document,.. (Pierce, Jonathan) (Entered: 06/24/2022)	
Jun. 24, 2022	88	***FILED IN ERROR***RESPONSE in Opposition re 30 MOTION to Dismiss REDACTED RESPONSE filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit 1 Cover Sheet, # 2 Exhibit 2 Cover Sheet, # 3 Exhibit 3 Cover Sheet, # 4 Exhibit 4 Cover Sheet, # 5 Exhibit 5 Cover Sheet, # 6 Exhibit 6 Cover Sheet, # 7 Exhibit 7 Cover Sheet, # 8 Exhibit 8 Cover Sheet, # 9 Exhibit 9 Cover Sheet, # 10 Exhibit 10 Cover Sheet, # 11 Exhibit 11 Cover Sheet, # 12 Exhibit 12 Cover Sheet, # 13 Exhibit 13 Cover Sheet, # 14 Exhibit 14 Cover Sheet, # 15 Exhibit 15 Cover Sheet, # 16 Exhibit 16 Cover Sheet, # 17 Exhibit 17 Cover Sheet, # 18 Exhibit 18 Cover Sheet, # 19 Text of Proposed Order Order)(Pierce, Jonathan) Modified on 6/24/2022 (ch,). (Entered: 06/24/2022)	
Jun. 24, 2022	89	REDACTION to 78 Sealed Response to Motion, Defendant Nissan's Motion to Dismiss by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit Cover Sheet, # 2 Exhibit Cover Sheet, # 3 Exhibit Cover Sheet, # 4 Exhibit Cover Sheet, # 5 Exhibit Cover Sheet, # 6 Exhibit Cover Sheet, # 7 Exhibit Cover Sheet, # 8 Exhibit Cover Sheet, # 9 Exhibit Cover Sheet, # 10 Exhibit Cover Sheet, # 11 Exhibit Cover Sheet, # 12 Exhibit Cover Sheet, # 13 Exhibit Cover Sheet, # 14 Exhibit Cover Sheet, # 15 Exhibit Cover Sheet, # 16 Exhibit Cover Sheet, # 17 Exhibit Cover Sheet, # 18 Exhibit Cover Sheet, # 19 Text of Proposed Order)(Pierce, Jonathan) (Entered: 06/24/2022)	
Jun. 24, 2022	90	Joint MOTION to Supplement Evidence re 62 Opposed MOTION to Change Venue Pursuant to 28 U.S.C. Sec. 1404 or In the Alternative to Stay by General Motors, LLC, Westport Fuel Systems Canada Inc.. (Attachments: # 1 Ex. 1 - Bosch Opposition to Motion to Dismiss, # 2 Ex. 2 - Goodenough Declaration, # 3 Ex. 3 - Westport Reply Brief ISO Motion to Dismiss, Transfer, or Stay (Dkt 27), # 4 Text of Proposed Order)(Jones, Michael) (Entered: 06/24/2022)	
Jun. 27, 2022	91	ORDER granting 77 Unopposed MOTION to File Under Seal. Signed by Magistrate Judge Roy S. Payne on 6/27/2022. (ch,) (Entered: 06/27/2022)	
Jun. 27, 2022	92	ORDER granting 90 Joint MOTION to Supplement Evidence re 62 Opposed MOTION to Change Venue Pursuant to 28 U.S.C. Sec. 1404 or In the Alternative to Stay. Signed by District Judge Rodney Gilstrap on 6/27/2022. (ch,) (Entered: 06/27/2022)	
		Stipulated/Agreed - Motion to File Sur-Reply or Additional Brief Granted	
Jun. 27, 2022	93	RESPONSE in Opposition re 74 Opposed MOTION for Protective Order filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit 1, # 2 Text of Proposed Order)(Pierce, Jonathan) (Entered: 06/27/2022)	
Jun. 30, 2022	94	NOTICE by General Motors, LLC, Westport Fuel Systems Canada Inc. re 62 Opposed MOTION to Change Venue Pursuant to 28 U.S.C. Sec. 1404 or In the Alternative to Stay Joint Notice of Supplemental Evidence (Jones, Michael) (Entered: 06/30/2022)	
Jun. 30, 2022	95	Unopposed MOTION for Extension of Time to File Reply ISO Motion to Dismiss by Nissan North America, Inc.. (Attachments: # 1 Text of Proposed Order)(Spivey, Jonathan) (Entered: 06/30/2022)	
Jul. 01, 2022	96	ORDER granting 95 Unopposed MOTION for Extension of Time to File Reply ISO Motion to Dismiss. Signed by Magistrate Judge Roy S. Payne on 7/1/2022. (ch,) (Entered: 07/01/2022)	
Jul. 07, 2022	97	REPLY to Response to Motion re 30 MOTION to Dismiss filed by Nissan North America, Inc.. (Attachments: # 1 Exhibit A - Pacheco Depo Excerpts, # 2 Exhibit B - Rogers Depo Excerpts)(Spivey, Jonathan) (Entered: 07/07/2022)	
Jul. 13, 2022	98	Unopposed MOTION to Seal by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order)(Pierce, Jonathan) (Entered: 07/13/2022)	
Jul. 13, 2022	99	[SEALED] Plaintiff Westport Fuel Systems Canada Inc.'s Amended Response In Opposition to Motion re 30 Nissan's MOTION to Dismiss filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit 4, # 2 Exhibit 19, # 3 Exhibit 20)(Pierce, Jonathan) (Entered: 07/13/2022)	
Jul. 14, 2022	100	ORDER granting 98 Motion to Seal. Signed by Magistrate Judge Roy S. Payne on 7/14/2022. (ch,) (Entered: 07/14/2022)	
Jul. 14, 2022	101	REDACTION to 99 Sealed Response to Motion, by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit 4, # 2 Exhibit 19, # 3 Exhibit 20)(Pierce, Jonathan) (Entered: 07/14/2022)	
Jul. 19, 2022	102	REPLY to Response to Motion re 30 MOTION to Dismiss Amended Reply filed by Nissan North America, Inc.. (Attachments: # 1 Exhibit A - Pacheco Depo Excerpts, # 2 Exhibit B - Rogers Depo Excerpts)(Spivey, Jonathan) (Entered: 07/19/2022)	
Jul. 26, 2022	103	Unopposed MOTION to Seal by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Text of Proposed Order)(Pierce, Jonathan) (Entered: 07/26/2022)	
Jul. 26, 2022	104	[SEALED] SUR-REPLY in Opposition to 30 Defendant Nissan North America Inc.'s MOTION to Dismiss filed by Westport Fuel Systems Canada Inc.. (Pierce, Jonathan) (Entered: 07/26/2022)	
Jul. 27, 2022	105	REDACTION to 104 Sealed Sur-Reply to Reply to Response to Motion 030 Defendant Nissan North America, Inc.'s Motion to Dismiss by Westport Fuel Systems Canada Inc.. (Pierce, Jonathan) (Entered: 07/27/2022)	
Jul. 29, 2022	106	ORDER granting 103 Unopposed MOTION to Seal. Signed by Magistrate Judge Roy S. Payne on 7/29/2022. (ch,) (Entered: 07/29/2022)	

Aug. 02, 2022	107	AMENDED COMPLAINT FOR PATENT INFRINGEMENT against Nissan North America, Inc., filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4)(Pierce, Jonathan) (Entered: 08/02/2022)	

Amended Complaint — N/A

Aug. 02, 2022	108	AMENDED COMPLAINT FOR PATENT INFRINGEMENT against General Motors, LLC, filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4)(Pierce, Jonathan) (Entered: 08/02/2022)	

Amended Complaint — N/A

Aug. 08, 2022	109	MOTION to Substitute Attorney Unopposed Motion to Substitute Lead Counsel by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit A)(Jones, Miranda) (Entered: 08/08/2022)	
Aug. 09, 2022	110	NOTICE of Attorney Appearance by Sarah Jean Ring on behalf of Westport Fuel Systems Canada Inc. (Ring, Sarah) (Entered: 08/09/2022)	
Aug. 09, 2022	111	ORDER granting 109 Motion to Substitute Attorney. ORDERED to designate Miranda Y. Jones as lead counsel for Plaintiff in each of the above referenced actions. Signed by Magistrate Judge Roy S. Payne on 8/9/2022. (ch,) Modified on 8/10/2022 (ch,). (Entered: 08/10/2022)	
Aug. 16, 2022	112	ANSWER to 108 Amended Complaint , Affirmative Defenses and, COUNTERCLAIM against Westport Fuel Systems Canada Inc. by General Motors, LLC.(Hassett, Shaun) (Entered: 08/16/2022)	

Answer — N/A

Aug. 16, 2022	113	MOTION to Withdraw as Attorney Unopposed Motion to Withdraw by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Proposed Order Exhibit A)(Jones, Miranda) Modified on 8/16/2022 (ch,). (Entered: 08/16/2022)	
Aug. 16, 2022	114	STIPULATION re 30 MOTION to Dismiss by Nissan North America, Inc.. (Attachments: # 1 Text of Proposed Order)(Spivey, Jonathan) (Entered: 08/16/2022)	
Aug. 17, 2022	115	ORDER granting 113 Motion to Withdraw as Attorney. Attorney Jonathan Michael Pierce terminated. Signed by Magistrate Judge Roy S. Payne on 8/17/2022. (ch,) (Entered: 08/17/2022)	
Aug. 17, 2022	116	ORDER granting 114 Stipulation to Dismiss 30 Motion to Dismiss. Signed by Magistrate Judge Roy S. Payne on 8/17/2022. (ch,) (Entered: 08/17/2022)	

Motion to Dismiss - Failure to State a Claim (FRCP 12(b)(6)) — Denied as moot

Sep. 06, 2022	117	Opposed MOTION for Protective Order by Nissan North America, Inc.. (Attachments: # 1 Text of Proposed Order)(Spivey, Jonathan) (Entered: 09/06/2022)	
Sep. 06, 2022	118	MOTION to Stay by Nissan North America, Inc.. (Attachments: # 1 Text of Proposed Order)(Spivey, Jonathan) (Entered: 09/06/2022)	
Sep. 12, 2022	119	REPORT AND RECOMMENDATION re 30 MOTION to Dismiss filed by Nissan North America, Inc.. Signed by Magistrate Judge Roy S. Payne on 9/11/2022. (nkl,) (Entered: 09/12/2022)	

Motion to Dismiss - Improper Venue (FRCP 12(b)(3)) — Recommended granting

Venue
└ Venue Rules for Patent Infringement (TC Heartland)
└ **Regular and Established Place of Business**

The magistrate judge recommended granting defendant's motion to dismiss plaintiff's patent infringement action for improper venue because defendant did not have a regular and established place of business in the district through its dealerships. "[Plaintiff] has not shown that [defendant] has any day-to-day control over the operations of the dealership or the service department performing warranty work. Contractual provisions governing dealership locations, requiring dealerships to provide warranty services regardless of where the vehicle was purchased, and instructions for warranty services, '"are merely reflective of the ordinary desire of manufacturers to set sufficient minimum performance and quality standards to protect the good name of their trademark that they are allowing another to display" and "do not establish, without more, the kind of close control ... that would indicate"' an agency relationship. . . . Whether we consider the dealerships collectively or individually, [plaintiff] has not shown that [defendant's] employee presence is predictable, subject to any pattern, or consistent with regard to the time of day or with regard to the day of the week or month. . . . [T]here is no showing that any room or space, or even a desk, is set aside and identified as the place for [defendant's] employees that is 'settled certainly, or fixed permanently' when they are at any of the dealerships in the district."

Sep. 20, 2022	120	NOTICE by Westport Fuel Systems Canada Inc. re 118 MOTION to Stay Notice of No Opposition (Jones, Miranda) (Entered: 09/20/2022)	
Sep. 22, 2022	121	Unopposed MOTION to Withdraw as Attorney Ray Torgerson by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit A)(Jones, Miranda) (Entered: 09/22/2022)	
Sep. 26, 2022	122	SEALED OBJECTION to 119 Report and Recommendations filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit A)(Jones, Miranda) (Entered: 09/26/2022)	
Sep. 26, 2022	123	ORDER granting 121 Motion to Withdraw as Attorney. Attorney Ray T Torgerson terminated. Signed by Magistrate Judge Roy S. Payne on 9/26/2022. (ch,) (Entered: 09/27/2022)	

Sep. 27, 2022	124	REDACTION to 122 Response to Non-Motion SEALED OBJECTION to 119 Report and Recommendations by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit A)(Jones, Miranda) (Entered: 09/27/2022)	
Sep. 28, 2022	125	***FILED IN ERROR***ORDER ADOPTING REPORT AND RECOMMENDATIONS - Court OVERRULES Westports objections, ADOPTS the Report and Recommendation and orders that Nissans motion to dismiss for improper venue, Case No. 2:21-cv-00454, Dkt. No. 11., is GRANTED. Signed by District Judge Rodney Gilstrap on 9/28/2022. (ch,) Modified on 9/29/2022 (ch,). (Entered: 09/29/2022)	
Sep. 29, 2022		***FILED IN ERROR. PER CLERK Document # 125, Order Adopting Report and Recommendation. PLEASE IGNORE.*** (ch,) (Entered: 09/29/2022)	
Sep. 30, 2022	126	ORDER ADOPTING THE REPORT AND RECOMMENDATIONS 119 . Court OVERRULES Westports objections, ADOPTS the Report and Recommendation and orders that Nissans motion to dismiss for improper venue (Dkt. No. 30) is GRANTED. Signed by District Judge Rodney Gilstrap on 9/29/2022. (ch,) (Entered: 09/30/2022)	

Objection to Order of Magistrate Judge Re - Motion to Dismiss - Improper Venue (FRCP 12(b)(3))	Objection overruled / report adopted
Motion to Dismiss - Improper Venue (FRCP 12(b)(3))	Granted

Oct. 26, 2022	127	Opposed MOTION to Consolidate Cases by General Motors, LLC. (Attachments: # 1 Text of Proposed Order)(Hassett, Shaun) (Entered: 10/26/2022)	
Nov. 09, 2022	128	RESPONSE in Opposition re 127 Opposed MOTION to Consolidate Cases filed by Westport Fuel Systems Canada Inc.. (Attachments: # 1 Exhibit 1, # 2 Text of Proposed Order)(Jones, Miranda) (Entered: 11/09/2022)	
Nov. 16, 2022	129	REPLY to Response to Motion re 127 Opposed MOTION to Consolidate Cases filed by General Motors, LLC. (Hassett, Shaun) (Entered: 11/16/2022)	
Nov. 18, 2022	130	NOTICE by General Motors, LLC re 62 Opposed MOTION to Change Venue Pursuant to 28 U.S.C. Sec. 1404 or In the Alternative to Stay for Request for Oral Hearing (Hassett, Shaun) (Entered: 11/18/2022)	