

**U.S. District Court
NORTHERN DISTRICT OF OHIO (Cleveland)
CIVIL DOCKET FOR CASE #: 1:19-cv-01611-DCN**

Terves LLC v. Yueyang Aerospace New Materials Co. Ltd. et al
Assigned to: Judge Donald C. Nugent
Case in other court: Federal Circuit, 22-01855
Federal Circuit, 22-02151
Cause: 35:271 Patent Infringement

Date Filed: 07/15/2019
Date Terminated: 04/28/2022
Jury Demand: Both
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Date Filed	#	Docket Text
02/01/2022	151	Supplemental Brief in Support of 137 Amended Motion for summary judgment , 134 Motion for summary judgment <i>Memorandum in Support</i> filed by Ecometal Inc., Nick Yuan. (Attachments: # 1 Exhibit Turung Rough Trans 20220113, # 2 Exhibit Turung Trans 20211012, # 3 Exhibit Turung Errata, # 4 Search Rep. Submitted by Turung) (White, Edward) Modified text on 2/3/2022 (M,CE). (Entered: 02/01/2022)
02/03/2022	152	Response to 150 Motion to strike <i>New Medlin Report (ECF #147-2)</i> filed by Ecometal Inc., Nick Yuan. (Attachments: # 1 Exhibit Medlin Deposition Transcript, # 2 Exhibit Medlin Rebuttal Report, # 3 Exhibit Medlin Report, # 4 Exhibit Defendants Invalidity Contentions, # 5 Exhibit Swanger Deposition Transcript)(White, Edward) (Entered: 02/03/2022)
02/07/2022	153	Response to 137 Amended Motion for summary judgment , 134 Motion for summary judgment <i>Memorandum in Support</i> , 133 Motion for summary judgment filed by Terves LLC. (Attachments: # 1 Exhibit A (excerpts from B. Turung's 3d Depo.)) Related document(s) 151 . (Cavanagh, Matthew) (Entered: 02/07/2022)
02/08/2022	154	Second Motion to stay filed by Defendant Ecometal Inc.. (Attachments: # 1 Exhibit Nov. 20, 2021 USPTO Office Action, # 2 Exhibit Jan. 19, 2022 Terves Response to Office Action, # 3 Exhibit Jan. 14, 2022 Swanger Declaration in Terves Response, # 4 Exhibit USPTO ex parte historical reexamination data)(High, Martin) (Entered: 02/08/2022)
02/10/2022	155	Reply in support of 150 Motion to strike <i>New Medlin Report (ECF #147-2)</i> filed by Terves LLC. (Cavanagh, Matthew) (Entered: 02/10/2022)
02/22/2022	156	Opposition to 154 Second Motion to stay filed by Terves LLC. (Attachments: # 1 Exhibit A (PTO receipt of Ecometal-submitted documents), # 2 Exhibit B (2/11/22 new claims), # 3 Exhibit C (2/14/22 new claims), # 4 Exhibit D (MPEP 2201 and 2260))(Cavanagh, Matthew) (Entered: 02/22/2022)
02/25/2022	157	Motion Regarding Prosecution History Estoppel, Claim Construction and Expert Testimony filed by Ecometal Inc., Nick Yuan. (Attachments: # 1 Exhibit Swangers Jan. 14, 2022 decl., # 2 Exhibit May 4, 2020 Rebuttal Report of Lee A. Swanger, # 3

		Exhibit July 27, 2021 Swanger Rep., # 4 Exhibit Feb. 11, 2022 Letter from Ed White to Plaintiffs Counsel) (White, Edward) (Entered: 02/25/2022)
03/01/2022	158	Reply in support of 154 Second Motion to stay filed by Ecometal Inc., Nick Yuan. (Attachments: # 1 Exhibit 20220214 - New Claims 79-116, # 2 Exhibit 20220221 - New Claims 117-126, # 3 Exhibit 20220221 - Spec Amend, # 4 Exhibit 20220211 - Ltr re. Error in '653 Pat, # 5 Exhibit 20220119 - Rep to Nonfinal OA)(White, Edward) (Entered: 03/01/2022)
03/03/2022	159	SEALED Document: Motion to Compel supplementation of sales records, filed by Terves LLC. Related document(s) 21 . (Attachments: # 1 Declaration of Andrew Gordon-Seifert, # 2 Exhibit A 2-25-21 Supplement, # 3 Exhibit B 3-1-21 Supplement, # 4 Exhibit C 12-13-22 letter requesting supplement, # 5 Exhibit D Email requesting January Supplement, # 6 Exhibit E Email declining January supplement, # 7 Exhibit F Single Page Table Produced by Ecometal, # 8 Exhibit G Deficiency email, # 9 Exhibit H Data re shipment of Magnesium to MMP from Ecometal). (Cavanagh, Matthew) (Entered: 03/03/2022)
03/03/2022	160	WITHDRAWN. See Document 167 . Motion to compel supplementation of sales records, filed by Plaintiff Terves LLC. (Attachments: # 1 Declaration of Andrew Gordon-Seifert, # 2 Exhibit A 2-25-21 Supplementation, # 3 Exhibit B 3-1-21 Supplementation, # 4 Exhibit C 12-13-22 Letter Requesting Supplementation, # 5 Exhibit D Email Requesting January Supplementation, # 6 Exhibit E Email Declining January Supplementation, # 7 Exhibit F PUBLIC VERSION, # 8 Exhibit G Deficiency Email, # 9 Exhibit H Shipping Data Showing Ecometal Shipments to MMP). (Cavanagh, Matthew) Modified text on 3/28/2022 (M,S). (Entered: 03/03/2022)
03/11/2022	161	Motion for extension of time until 03/15/2022 to file response/reply to 157 Motion Regarding Prosecution History Estoppel, Claim Construction and Expert Testimony filed by Plaintiff Terves LLC. Related document(s) 157 . (Cavanagh, Matthew) (Entered: 03/11/2022)
03/11/2022		Order [non-document] granting Plaintiff's 161 Motion for extension of time until 03/15/2022 to file response/reply to 157 Motion Regarding Prosecution History Estoppel, Claim Construction and Expert Testimony . Judge Donald C. Nugent on 3/11/2022. (M,S) (Entered: 03/11/2022)
03/14/2022	162	Memorandum Opinion and Order denying Econmetal Defendants' Second Motion to Stay Pending Patent Reexamination (Related Doc # 154). The Court will rule on the Summary Judgment motions, and trial, if needed, remains set for April 25, 2022. IT IS SO ORDERED. Judge Donald C. Nugent on 3/14/2022. (M,S) (Entered: 03/14/2022)
03/15/2022	163	Opposition to 157 Motion Regarding Prosecution History Estoppel, Claim Construction and Expert Testimony filed by Terves LLC. (Attachments: # 1 Exhibit A (Swanger's Corrected 5/4/20 Report), # 2 Exhibit B (Amendments to specification in reexamination))(Cavanagh, Matthew) (Entered: 03/15/2022)
03/16/2022	164	Motion for extension of time until 3/24/2022 to file response/reply to 160 Motion to compel supplementation of sales records filed by Ecometal Inc., Nick Yuan. Related document(s) 160 . (High, Martin) (Entered: 03/16/2022)
03/21/2022		Order [non-document] granting Defendants' 164 Motion for extension of time until 3/24/2022 to file response/reply to 160 Motion to compel supplementation of sales

		records. Judge Donald C. Nugent on 3/21/2022. (M,S) (Entered: 03/21/2022)
03/21/2022		IMPORTANT: Notice [non-document] of Final Pretrial Conference set for 4/5/2022 at 10:30 AM to be held telephonically before Judge Donald C. Nugent. Counsel are instructed to first initiate a conference call with all parties connected and then contact the Court. (M,S) (Entered: 03/21/2022)
03/21/2022	165	Attorney Appearance by John Q. Lewis filed by on behalf of Ecometal Inc., Nick Yuan. (Lewis, John) (Entered: 03/21/2022)
03/21/2022	166	Attorney Appearance by Rachel N. Byrnes filed by on behalf of Ecometal Inc., Nick Yuan. (Byrnes, Rachel) (Entered: 03/21/2022)
03/22/2022	167	Notice of Withdrawal of Motion to Compel (ECF #160) filed by Terves LLC. Related document(s) 160 .(Cavanagh, Matthew) (Entered: 03/22/2022)
03/22/2022	168	Reply in support of 157 Motion Regarding Prosecution History Estoppel, Claim Construction and Expert Testimony filed by Ecometal Inc., Nick Yuan. (White, Edward) (Entered: 03/22/2022)
03/24/2022	169	Motion to bifurcate <i>inequitable conduct</i> filed by Plaintiff Terves LLC. (Cavanagh, Matthew) (Entered: 03/24/2022)
03/29/2022	170	Order denying Defendants' Motion Regarding Prosecution History Estoppel, Claim Construction and Expert Testimony (Related Doc # 157). Judge Donald C. Nugent on 3/29/2022. (M,S) (Entered: 03/29/2022)
03/29/2022	171	WITHDRAWN. See document 175 . Motion in limine to bar evidence of ongoing ex parte reexamination filed by Plaintiff Terves LLC. (Cavanagh, Matthew) Modified text on 4/7/2022 (M,S). (Entered: 03/29/2022)
03/31/2022	172	Joint Status Report filed by Ecometal Inc., Nick Yuan. Related document(s) 129 . (Lewis, John) (Entered: 03/31/2022)
04/05/2022	173	Minutes of proceedings before Judge Donald C. Nugent. Telephonic Status Conference held on 4/5/2022; all parties represented. United States Patent & Trademark Office has issued findings on re-examination. Parties to submit supplemental information re: findings. Plaintiff's supplement to be filed no later than midnight 4/7/2022. Any response by Defendants will be due no later than midnight 4/11/2022. Court to then rule on Summary Judgment motions. Plaintiff intends to withdraw Motion in Limine (Doc. # 171). Trial was previously scheduled for 4/25/2022. That date will remain as first day for witnesses. However, due to post-Covid congestion of the trial docket, the Court intends to conduct voir dire and having opening argument on 4/22/2022 beginning at 8:30 AM in order to ensure sufficient time for trial. IMPORTANT: Jury Trial re-set for 4/22/2022 at 08:30 AM in Courtroom 15A before Judge Donald C. Nugent. (Court Reporter: None.) Time: 20 minutes. (M,S) (Entered: 04/05/2022)
04/06/2022	174	Notice re Ex Parte Reexamination Confirming Patentability filed by Terves LLC. (Attachments: # 1 Exhibit A (USPTO Notice of Intent to Issue Ex Parte Reexamination Certificate), # 2 Exhibit B (List of References Cited and Considered)) (Cavanagh, Matthew) (Entered: 04/06/2022)
04/06/2022	175	Notice of withdrawal of motion in limine to bar evidence of ongoing ex parte reexamination filed by Terves LLC. Related document(s) 171 .(Cavanagh, Matthew)

		(Entered: 04/06/2022)
04/07/2022	176	Response to <i>Plaintiff's Motion to Bifurcate Inequitable Conduct</i> filed by Ecometal Inc., Nick Yuan. Related document(s) 169 . (Lewis, John) (Entered: 04/07/2022)
04/11/2022	177	Response to Terves' Notice Re Ex Parte Reexamination Confirming Patentability filed by Ecometal Inc., Nick Yuan. Related document(s) 174 .(Lewis, John) (Entered: 04/11/2022)
04/12/2022	178	Memorandum Opinion and Order signed by Judge Donald C. Nugent on 4/12/2022. For the reasons as set forth in this order, the Court GRANTS IN PART and DENIES IN PART Defendant's Motion for Summary Judgment 137 , GRANTS IN PART AND DENIES IN PART Plaintiff's Motion for Summary Judgment 135 136 , GRANTS Plaintiff's Motion to Strike the January 10, 2022 Declaration of Dr. Dana Medlin 150 and DENIES Plaintiff's Motion to Bifurcate Inequitable Conduct 169 . The Court confirms trial on the remaining issues to proceed on April 22, 2022 at 8:30 AM. (S,KM) (Entered: 04/12/2022)
04/15/2022	179	Motion by Evan W. Talley to withdraw as attorney filed by Ecometal Inc., Nick Yuan. (Talley, Evan) (Entered: 04/15/2022)
04/15/2022	180	Omnibus Motion in limine to preclude certain evidence at trial filed by Ecometal Inc., Nick Yuan. (Lewis, John) (Entered: 04/15/2022)
04/15/2022	181	Motion for Order Requiring Entry into the United States by Nick Yuan filed by Ecometal Inc., Nick Yuan. (Lewis, John) (Entered: 04/15/2022)
04/18/2022	182	Marginal Entry Order granting Defendants' Motion to withdraw as attorney, attorney Evan W. Talley removed from case. (Related Doc # 179). Judge Donald C. Nugent on 4/18/2022. (M,S) (Entered: 04/18/2022)
04/18/2022	183	Entry Order Requiring Entry into the United States by Nick Yuan (Related Doc # 181). Judge Donald C. Nugent on 4/18/2022. (M,S) (Entered: 04/18/2022)
04/18/2022	184	Notice of Withdrawal of Joe E. White Jr. and Charles C. Weddle III as Counsel of Record filed by Ecometal Inc., Nick Yuan. (Lewis, John) (Entered: 04/18/2022)
04/18/2022	185	Proposed Stipulation <i>re voluntary withdrawal of certain patent claims without prejudice</i> filed by Terves LLC. (Cavanagh, Matthew) (Entered: 04/18/2022)
04/19/2022	186	Order . The parties recently filed a stipulation and proposed order seeking to voluntarily withdraw, without prejudice, Terves' infringement claims and Ecometal's anticipation and obviousness defenses with regard to certain enumerated claims characterized as "challenged" in the summary judgment briefing. (ECF # 185). Accordingly, the Court orders the parties to submit a joint statement by noon on April 20, 2022, outlining which issues, if any, remain for trial. IT IS SO ORDERED. Judge Donald C. Nugent on 4/19/2022. (M,S) (Entered: 04/19/2022)
04/20/2022	187	Joint statement re issues remaining for trial filed by Terves LLC. Related document(s) 186 .(Cavanagh, Matthew) (Entered: 04/20/2022)
04/20/2022	188	Realtime Non-Appeal Transcript Order Form for proceedings held on 4/22/2022 to end before Judge Nugent, Court Reporter: Greg Mizanin. Requested completion date: Daily filed by Ecometal Inc., Nick Yuan. (Lewis, John) (Entered: 04/20/2022)
04/20/2022	189	Opposition to 180 Ecometal's Omnibus Motion in Limine filed by Terves LLC.

		(Cavanagh, Matthew) (Entered: 04/20/2022)
04/20/2022	190	Trial Brief filed by Terves LLC. Related document(s) 129 . (Cupar, David) (Entered: 04/20/2022)
04/20/2022	191	Trial Brief filed by Ecometal Inc., Nick Yuan. (Attachments: # 1 Exhibit A - Exhibit List, # 2 Exhibit B - Proposed Jury Instructions)(Lewis, John) (Entered: 04/20/2022)
04/21/2022	192	Amended Trial Brief filed by Ecometal Inc., Nick Yuan. Related document(s) 191 . (Attachments: # 1 Exhibit A - Exhibit List, # 2 Exhibit B - Proposed Jury Instructions) (Lewis, John) (Entered: 04/21/2022)
04/21/2022	193	Reply in support of 180 Omnibus Motion in limine to preclude certain evidence at trial filed by Ecometal Inc., Nick Yuan. (Lewis, John) (Entered: 04/21/2022)
04/21/2022	194	Non-Appeal Transcript Order Form for proceedings held on 04/22-22 until end of trial before Judge Nugent, Court Reporter: Greg Mizanin. Requested completion date: End of each day filed by All Plaintiffs. (Cavanagh, Matthew) (Entered: 04/21/2022)
04/22/2022	197	Minutes of proceedings before Judge Donald C. Nugent. Jury Trial commenced on 4/22/2022. Defendant Yueyang Aerospace New Materials Co. Ltd. dismissed by Plaintiff without prejudice. Counterclaim 1 by Ecometal Inc. for Declaratory Judgement is dismissed by Ecometal Inc.. Defendant Nick Yuan remains a Defendant. Jury duly empaneled and sworn consisting of twelve (12) members. Opening statements of counsel made. Plaintiff's case begun and not concluded. Testimony taken. Trial adjourned until 4/25/2022 at 08:00 AM in Courtroom 15A before Judge Donald C. Nugent. (Court Reporter: Greg Mizanin.) Time: 480 minutes. (M,S) (Entered: 04/28/2022)
04/24/2022	195	Motion for Mistrial filed by Ecometal Inc., Nick Yuan. (Lewis, John) Modified text on 4/25/2022 (M,CE). (Entered: 04/24/2022)
04/25/2022		IMPORTANT: Notice [non-document] of Jury Trial adjourned until 4/25/2022 at 08:00 AM in Courtroom 15A before Judge Donald C. Nugent. (M,S) (Entered: 04/25/2022)
04/25/2022	196	Supplement - Supplemental Brief re Lost Profit Jury Instruction, filed by Terves LLC. (Cavanagh, Matthew) (Entered: 04/25/2022)
04/25/2022	198	Minutes of proceedings before Judge Donald C. Nugent. Jury Trial held on 4/25/2022. Plaintiff's case continued and not concluded. Testimony taken. Trial adjourned until 4/26/2022 at 08:00 AM in Courtroom 15A before Judge Donald C. Nugent. (Court Reporter: Greg Mizanin.) Time: 480 minutes. (M,S) (Entered: 04/28/2022)
04/26/2022		IMPORTANT: Notice [non-document] of Jury Trial adjourned until 4/26/2022 at 08:00 AM in Courtroom 15A before Judge Donald C. Nugent. (M,S) (Entered: 04/25/2022)
04/26/2022	199	Minutes of proceedings before Judge Donald C. Nugent. Jury Trial held on 4/26/2022. Plaintiff's case continued and concluded. Testimony taken. Defendant's case begun and concluded. Testimony taken. Defendant's motion pursuant to Federal Rule of Civil Procedure 50 is Denied. Trial adjourned until 4/27/2022 at 08:00 AM in Courtroom 15A before Judge Donald C. Nugent. (Court Reporter: Greg Mizanin.) Time: 480 minutes. (M,S) (Entered: 04/28/2022)

04/26/2022	200	Marginal Entry Order denying Defendants' Motion for Mistrial (Related Doc # 195). Judge Donald C. Nugent on 4/26/2022. (M,S) (Entered: 04/28/2022)
04/27/2022		IMPORTANT: Notice [non-document] of Jury Trial adjourned until 4/27/2022 at 08:00 AM in Courtroom 15A before Judge Donald C. Nugent. (M,S) (M,S). (Entered: 04/26/2022)
04/27/2022	201	Minutes of proceedings before Judge Donald C. Nugent. Jury Trial held on 4/27/2022. Court gives initial instructions to jury. Final arguments of counsel made. Court gives final instructions to jury. Jury retries in deliberation. Jury returns unanimous Answers to Interrogatories 1 and 2. Interrogatory 1: Defendant's infringement of Patent 653 and/or 740 is NOT WILLFUL; Interrogatory 2: Lost Profit in the amount of \$707,207.00. Jury polled and Court accepts each Answer. Jury discharged. Judgment entered in favor of Plaintiff in the amount of \$707,207.00. Court adjourned. (Court Reporter: Greg Mizanin.) Time: 580 minutes. (M,S) (Entered: 04/28/2022)
04/27/2022	202	Jury Interrogatories. (Attachments: # 1 Unredacted Interrogatories) (M,S) (Entered: 04/28/2022)
04/28/2022	203	Judgment. The above-captioned case came before this Court for a trial by jury. At the conclusion of the trial, the Jury unanimously answered two interrogatories finding that Plaintiff proved by a preponderance of the evidence that Defendants' infringement of the '653 patent and/or the '740 patent (collectively "the Terves patents") was not willful and finding Plaintiff proved lost profit damages in the amount of \$707,207.00. The Court enters Judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure finding that Defendants' infringement of the claims at issue was not willful and awarding Plaintiff compensatory damages against Defendants Ecometal, Inc. and Nick Yuan on Plaintiff's claims of infringement in the amount of \$707,207.00. All costs, including all jury charges, are to be paid by Defendants. IT IS SO ORDERED. Judge Donald C. Nugent on 4/28/2022. re 197 , 198 , 199 , 201 , 202 . (M,S) (Entered: 04/28/2022)
04/28/2022	204	Expedited Non-Appeal Transcript Order Form for proceedings held on 04/22/22, 04/25/22, 04/26/22, 04/27/22 before Judge Nugent, Court Reporter: Greg Mizanin. Requested completion date: 05/03/22 filed by All Plaintiffs. (Cavanagh, Matthew) (Entered: 04/28/2022)
04/29/2022	205	Non-Appeal Transcript Order Form for proceedings held on 4/22/22, 4/25/22, 4/26/22, 4/27/22 before Judge Nugent, Court Reporter: Greg Mizanin. Requested completion date: 5/13/22 filed by Ecometal Inc., Nick Yuan. (Lewis, John) (Entered: 04/29/2022)
05/03/2022	206	Transcript of Jury Trial - Vol 1 [pages 1-261] held on April 22, 2022 before Judge Nugent. To obtain a bound copy of this transcript please contact court reporter Greg Mizanin at gregory_mizanin@ohnd.uscourts.gov. [261 pages] Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Parties requesting that privacy information be redacted must file a notice of intent to redact with the court by 5/10/2022. Redaction Request due 5/24/2022. Redacted Transcript Deadline set for 6/3/2022. Release of Transcript Restriction set for 8/1/2022. Related document(s) 204 . (M,Gr) (Entered: 05/03/2022)

05/03/2022	207	Transcript of Jury Trial - Vol 2 [pages 262-489] held on April 25, 2022 before Judge Nugent. To obtain a copy of this transcript please contact court reporter Greg Mizanin at gregory_mizanin@ohnd.uscourts.gov. [228 pages] Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Parties requesting that privacy information be redacted must file a notice of intent to redact with the court by 5/10/2022. Redaction Request due 5/24/2022. Redacted Transcript Deadline set for 6/3/2022. Release of Transcript Restriction set for 8/1/2022. Related document(s) 204 . (M,Gr) (Entered: 05/03/2022)
05/03/2022	208	Transcript of Jury Trial - Vol 3 [pages 490-700] held on April 26, 2022 before Judge Nugent. To obtain a copy of this transcript please contact court reporter Greg Mizanin at gregory_mizanin@ohnd.uscourts.gov. [211 pages] Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Parties requesting that privacy information be redacted must file a notice of intent to redact with the court by 5/10/2022. Redaction Request due 5/24/2022. Redacted Transcript Deadline set for 6/3/2022. Release of Transcript Restriction set for 8/1/2022. Related document(s) 204 . (M,Gr) (Entered: 05/03/2022)
05/03/2022	209	Transcript of Jury Trial - Vol 4 [pages 701-877] held on April 27, 2022 before Judge Nugent. To obtain a copy of this transcript please contact court reporter Greg Mizanin at gregory_mizanin@ohnd.uscourts.org. [177 pages] Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Parties requesting that privacy information be redacted must file a notice of intent to redact with the court by 5/10/2022. Redaction Request due 5/24/2022. Redacted Transcript Deadline set for 6/3/2022. Release of Transcript Restriction set for 8/1/2022. Related document(s) 204 . (M,Gr) (Entered: 05/03/2022)
05/03/2022	210	Report on the Determination [Closing] of an Action Regarding a Patent or Trademark (AO120). (Attachments: # 1 Judgment)(W,Na) (Entered: 05/03/2022)
05/10/2022	211	Motion for permanent injunction filed by Plaintiff Terves LLC. (Attachments: # 1 Brief in Support, # 2 Exhibit A (cited pages from trial transcript), # 3 Exhibit B (Law Review article re injunction grant rates), # 4 Exhibit 48 (Terves' lost revenues), # 5 Exhibit HHHH (Terves' customer sales), # 6 Proposed Order)(Cavanagh, Matthew) (Entered: 05/10/2022)
05/10/2022	212	SEALED Document: <i>Filings in Support of Motion for Permanent Injunction</i> filed by Terves LLC. (Related document(s) 21 , 211). (Attachments: # 1 Exhibit A (trial transcript), # 2 Exhibit 48 (Terves' revenues and lost revenues), # 3 Exhibit HHHH (Terves' customer sales)) (Cavanagh, Matthew) (Entered: 05/10/2022)
05/18/2022	213	Motion to tax costs <i>and for prejudgment interest</i> filed by Plaintiff Terves LLC. (Attachments: # 1 Affidavit Declaration of David Haas in support of Prejudgment Interest, # 2 Exhibit A Bill of Costs, # 3 Exhibit B Table of Costs by Category, # 4 Exhibit C Receipts and Invoices in Support)(Cupar, David) (Entered: 05/18/2022)
05/26/2022	214	NOTICE OF APPEAL to the U.S. Court of Appeals for the Federal Circuit from the 203 Judgment of 4/28/22, filed by Ecometal Inc., Nick Yuan. (Filing fee \$505, receipt number BOHND-11440019) (Lewis, John) (Entered: 05/26/2022)
06/01/2022		Acknowledgment from the USCA for the Federal Circuit of receipt of 214 Notice of

		Appeal (USCA# 22-1855). Date filed in USCA 6/1/22. (H,SP) (Entered: 06/01/2022)
06/09/2022	215	Response to 211 Motion for permanent injunction filed by Ecometal Inc., Nick Yuan. (Attachments: # 1 Exhibit A (Trial Exhibit 225), # 2 Exhibit B (Trial Exhibit I), # 3 Exhibit C (Trial Exhibit HHHH), # 4 Exhibit D (Trial Exhibit 50), # 5 Exhibit E (Trial Exhibit FFFF))(Lewis, John) (Entered: 06/09/2022)
06/09/2022	216	SEALED Document: Opposition to Motion for Permanent Injunction filed by Ecometal Inc., Nick Yuan. (Related document(s) 21 , 215 , 211). (Attachments: # 1 Exhibit A (Trial Exhibit 225), # 2 Exhibit B (Trial Exhibit I), # 3 Exhibit C (Trial Exhibit HHHH), # 4 Exhibit D (Trial Exhibit 50), # 5 Exhibit E (Trial Exhibit FFFF)) (Lewis, John) (Entered: 06/09/2022)
06/23/2022	217	Reply in support of 211 Motion for permanent injunction filed by Terves LLC. (Attachments: # 1 Exhibit A (Ecometal Appeal Docketing Statement))(Cavanagh, Matthew) (Entered: 06/23/2022)
06/27/2022	218	Memorandum Opinion and Order. Plaintiff, Terves' Motion to Tax Costs and Award Prejudgment Interest is GRANTED. (ECF # 213). A total of \$35,195.49 in costs and fees shall be added to the judgment previously issued on April 28, 2022, (ECF # 203). Prejudgment interest in the amount of \$51,297.00 is also awarded. When these amounts are added to the jury's verdict of \$707,207.00, the total judgment amount awarded in favor of Plaintiff and against Defendants Ecometal Inc., and Nick Yuan is \$793,699.49. IT IS SO ORDERED. Judge Donald C. Nugent on 6/27/2022. (M,S) (Entered: 06/27/2022)
07/20/2022	219	Memorandum Opinion and Order granting Plaintiff's Motion for Permanent Injunction (Related Doc # 211). The court hereby issues a permanent injunction against Ecometal Inc. and Nick Yuan, and their privies, assignees, officers, agents, attorneys, employees, representatives, principals, and associates, until the expiration of both the '653 and '740 Patents from: (1) importing, making, using, selling, and/or offering to sell any of the Infringing Materials, defined as AJM-006, AJM-010, AJM-012, AJM-016, AJM-017, AJM-018, and AJM-023, which the Court found infringing in its summary judgment ruling, whether or not those products maintain the same product numbers going forward; and, (2) importing, making, using, selling, and/or offering to sell any material that is covered by any of the Infringed Claims, defined as Claims 2, 3, 9, 14, 15, 18-20, 23, 26, 27, 30, 31, 34, 35, 38, 39, 42, 46, 47, 50, 52-54, 56-61, 64, 66, 67, and 76 of the '653 Patent and claims 3-5, 8-11, 13, 16, 17, 20-47, 51-69, 76-93, and 95-103 of the '740 Patent. Magnesium Machine LLC is also permanently enjoined from purchasing any infringing product, as defined above, from any of the Defendants, or from otherwise participating or acting in concert with Ecometal or Nick Yuan to violate the terms of this injunction. IT IS SO ORDERED. Judge Donald C. Nugent on 7/20/2022. (M,S) (Entered: 07/20/2022)
07/20/2022	220	Order. IT IS HEREBY ORDERED, ADJUDGED, AND DECREED as follows: 1. Ecometal Inc., Nick Yuan, and their privies, assignees, officers, agents, attorneys, employees, representatives, principals, and associates, and those in active concert or participation with them who receive actual notice of this Injunction are enjoined and restrained, collectively and individually, until the expiration of both the '653 and '740 patents from: (A) importing, making, using, selling, and/or offering to sell any of the Infringing Materials; (B) importing, making, using, selling, and/or offering to sell any material that is covered by any of the Infringed Claims. 2. As it has been found that any future purchase of Infringing Materials from the Defendants in this case by

		Magnesium Machine, LLC, would constitute active participation in Ecometal's infringing conduct, Magnesium Machine is also permanently enjoined from purchasing any Infringing Materials, or any material covered by the Infringed Claims from Ecometal, Nick Yuan, or Yueyang Aerospace New Materials Co. Ltd.; and from otherwise participating or acting in concert with these entities to violate the terms of this injunction. Ecometal Inc. and Nick Yuan shall send written notice of this Injunction, by copy thereof, to all of their past and present downstream customers who have purchased the Infringing Materials from them, including Magnesium Machine, LLC. IT IS SO ORDERED. Judge Donald C. Nugent on 7/20/2022. re 219 . (M,S) (Entered: 07/20/2022)
08/15/2022	221	NOTICE OF APPEAL to the U.S. Court of Appeals for the Federal Circuit from the 219 Memorandum Opinion and Order on Motion for permanent injunction, filed by Ecometal Inc., Nick Yuan. (Filing fee \$505, receipt number AOHND-11567057) (Lewis, John) (Entered: 08/15/2022)
08/25/2022		Acknowledgment from the USCA for the Federal Circuit of receipt of 221 Notice of Appeal (USCA# 22-2151). Date filed in USCA 8/25/22. (H,SP) (Entered: 08/25/2022)
09/30/2022	222	Motion to enforce <i>permanent injunction</i> , Motion for sanctions <i>against Ecometal, Yuan, and MMP</i> filed by Plaintiff Terves LLC. (Related document(s) 219 , 220). (Attachments: # 1 Exhibit A Correspondence with Ecometal-MMP Counsel) (Cupar, David) (Entered: 09/30/2022)
10/14/2022	223	Opposition to 222 Motion to enforce <i>permanent</i> , Motion for sanctions <i>against Ecometal, Yuan, and MMP</i> , filed by Ecometal Inc., Nick Yuan. (Attachments: # 1 Affidavit Nick Yuan, # 2 Exhibit Trial Exhibit 225, # 3 Exhibit Notice of Application) (Lewis, John) (Entered: 10/14/2022)
10/21/2022	224	Reply in support of 222 Motion to enforce <i>permanent injunction</i> , Motion for sanctions <i>against Ecometal, Yuan, and MMP</i> , filed by Terves LLC. (Cupar, David) (Entered: 10/21/2022)
11/09/2022	225	Memorandum Opinion and Order denying Plaintiff's 222 Motion to enforce permanent injunction. Judge Donald C. Nugent on 11/9/2022. (M,S) (Entered: 11/09/2022)
12/15/2022	226	Motion to compel discovery <i>under Federal Rule of Civil Procedure 60(a)(2)</i> filed by Plaintiff Terves LLC. (Attachments: # 1 Exhibit A Correspondence showing good faith efforts to resolve the discovery dispute, # 2 Exhibit B Discovery Requests at Issue, # 3 Exhibit C Request for extension, # 4 Exhibit D Ecometal responses to discovery requests)(Cupar, David) (Entered: 12/15/2022)
12/29/2022	227	Motion to strike <i>Terves' Motion to Compel</i> filed by Ecometal Inc., Nick Yuan. Related document(s) 226 . (Attachments: # 1 Exhibit December 13, 2022 Correspondence) (Lewis, John) (Entered: 12/29/2022)
01/12/2023	228	Opposition to 227 Motion to strike <i>Terves' Motion to Compel</i> filed by Terves LLC. (Cupar, David) (Entered: 01/12/2023)
01/18/2023	229	SEALED Motion to Amend Protective Order filed by Plaintiff Terves LLC. (Related document(s) 21). (Attachments: # 1 Exhibit A - 1.11.23 PO Request Email, # 2 Exhibit B - Supp Answers to First Interrogatories) (Cupar, David) Modified on 1/20/2023 (H,SP). (Entered: 01/18/2023)

01/18/2023	230	Motion to Amend Protective Order filed by Plaintiff Terves LLC. Related document(s) 21 . (Attachments: # 1 Errata A - 1.11.23 PO Request Email, # 2 Exhibit B - Supp Answers to First Interrogatories)(Cupar, David) (Entered: 01/18/2023)
01/19/2023	231	Reply in support of 227 Motion to strike <i>Terves' Motion to Compel</i> filed by Ecometal Inc., Nick Yuan. (Lewis, John) (Entered: 01/19/2023)
01/19/2023	232	Motion to stay <i>Execution of Judgment</i> filed by Ecometal Inc., Nick Yuan. (Attachments: # 1 Exhibit Security Calculations, # 2 Proposed Order)(Lewis, John) (Entered: 01/19/2023)

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