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

WEBROOT, INC., AND OPEN TEXT, INC.,	)	Case No. 6:22-CV-243-ADA-DTG
Plaintiffs,	)	
v.	)	
AO KASPERSKY LABORATORY, *et al.*,	)	
Defendant.	)	Friday, December 9, 2022 2:00 P.M.

TRANSCRIPT OF MOTIONS HEARING
BEFORE THE HONORABLE DEREK T. GILLILAND
UNITED STATES MAGISTRATE JUDGE

APPEARANCES ON NEXT PAGE.

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U.S. District Court
800 Franklin Avenue, #140
Waco, Texas 76701

Transcription Service By: Dipti Patel, CET-997
Liberty Transcripts
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Austin, Texas 78759
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Proceedings recorded by electronic sound recording; transcript produced by transcription service.

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WITNESSES				
FOR THE GOVERNMENT:				
(None)				
FOR THE DEFENDANT:				
(None)				

EXHIBITS:	ID	EVD
FOR THE GOVERNMENT:		
(None)		
FOR THE DEFENDANT:		
(None)		

Waco, Texas - Friday, December 9, 2022 **(2:00 p.m.)**

P R O C E E D I N G S

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THE COURT: Good afternoon, everybody. We're here on the consolidated case and a few motions to amend. So let me start by asking Ms. Copp to call the case, please.

THE CLERK: Yes, Your Honor.

Calling Case Numbers WA:22-CV-243 styled Webroot vs. AO Kaspersky Lab, called for a motions hearing.

THE COURT: All right. And can I get announcements starting with the plaintiff.

MR. SIEGMUND: Good afternoon, Your Honor. This is Mark Siegmund on behalf of plaintiffs Open Text and Webroot. With me this afternoon are my co-counsel, Jeff Mills and Patrick Lafferty with King & Spalding.

And most importantly, we have our client representative, Mr. Keaton Parekh, vice-president, in house with OpenText.

And Mr. Mills is going to be the main primary speaker this afternoon, Judge.

THE COURT: All right. Very good. Good to see you, Mr. Siegmund and Team and especially thank you to the client rep for taking the time to attend.

Why don't -- I'm going to just go in order here. Could I get announcements from Trend Micro?

briefly.

(Recess at 3:16 p.m./Reconvened at 3:19 p.m.)

THE COURT: Okay. We're back on the record.

At this point I'm going to grant plaintiffs' motions to amend and add these additional patents. Noting as Mr. Ravel did that this makes this a phenomenal case that I'm hoping one day maybe people will write songs about because it is about as complicated as you're going to get with patent cases.

I'm going to grant the leave to amend and primarily for my review of both the chart that was submitted back in October and the schedule that it did contemplate the addition amendments and addition of patents to the case.

I will in addition of granting the motions for leave to file the amended complaints, I will order the parties to meet and confer on desired modifications to the schedule. And if you can get, let's say I'll give you one week to submit -- do you think that will be enough time for everybody to visit and submit a proposed modification to the schedule?

As you can probably anticipate from the comments during the hearing that I'll be amenable to it. As the parties know, most things can be or most prejudice can be alleviated by granting more time to address things. So I'm definitely amenable to adjusting the schedule.

And to the extent that it can be adjusted in such a way that Kaspersky would line up with everybody else, that would not

MR. RAVEL: Thank you, Judge.

UNIDENTIFIED SPEAKER: Thank you, Your Honor.

MS. DOMINGUEZ: Thank you.

MR. MILLS: Thank you, Your Honor.

(Proceedings adjourned at 3:31 p.m.)

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C E R T I F I C A T E

I, DIPTI PATEL, court approved transcriber, certify that the foregoing is a correct transcript from the official electronic sound recording of the proceedings in the above-entitled matter.

Dipti Patel

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DIPTI PATEL, CET-997

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