IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

MULTIMODAL MEDIA LLC, *Plaintiff*, v. TCL TECHNOLOGY GROUP CORPORATION, TCL ELECTRONICS HOLDINGS LIMITED, TCL COMMUNICATION TECHNOLOGY HOLDINGS LIMITED, TCL COMMUNICATION LIMITED, TCT MOBILE INTERNATIONAL LIMITED, HUIZHOU TCL MOBILE COMMUNICATION COMPANY LIMITED, and TCL MOBILE COMMUNICATION (HK) COMPANY LIMITED, *Defendants*.	§ § § § § § § § § § § § § § § § § § § §	Case No. 2:22-cv-00463-JRG-RSP

ORDER

Before the Court, plaintiff Multimodal Media LLC and defendants TCL Technology Group Corporation, TCL Electronics Holdings Limited, TCL Communication Technology Holdings Limited, TCL Communication Limited, TCT Mobile International Limited, Huizhou TCL Mobile Communication Company Limited, and TCL Mobile Communication (HK) Company Limited (collectively "TCL") jointly stipulate to non-service of the first amended complaint. **Dkt. No. 22.**

On November 29, 2022, Multimodal filed its Complaint for Patent Infringement against TCL, and served it on the Secretary of State for the State of Texas. Dkt. No. 1. On December 27, 2022, TCL filed a Motion to Dismiss the Complaint for Improper Service. Dkt. No. 18. On January 10, 2022, Multimodal filed an Amended Complaint, and is in the process of serving TCL pursuant to the Hague Service Convention, which will take approximately one year. To date, TCL has not accepted service of either the original or Amended Complaints. On February 7, the Court set a

Scheduling Conference for March 14, 2023, at 1:30 p.m. Dkt. No. 20. In response, TCL filed a motion to dismiss for improper service and to vacate the order setting a scheduling conference. Dkt. No. 21.

In light of the forgoing, Multimodal and TCL request that the Court (1) vacate the Scheduling Conference set for March 14, 2023, and stay all deadlines associated therewith until Multimodal notifies the Court of its readiness for a Scheduling Conference once service of the First Amended Complaint has been completed under the provisions of the Hague Service Convention, and (2) dismiss TCL's motion to dismiss for improper service and to vacate the order setting a scheduling conference, Dkt. No. 21, as moot.

After consideration, the motion is **GRANTED**. The Order setting the case for scheduling conference, **Dkt. No. 20**, is **VACATED**, and TCL's motions to dismiss, **Dkt. Nos. 17 and 21**, are **DENIED AS MOOT**.