

**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:23-cv-00302-MN**

Vilox Technologies, LLC, et al v. Oracle Corporation
Assigned to: Judge Maryellen Noreika
Related Case: 1:23-cv-00126-MN
Case in other court: Texas Western, 6:22-cv-01254
Cause: 35:271 Patent Infringement

Date Filed: 03/20/2023
Jury Demand: Plaintiff
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff**Vilox Technologies, LLC****Plaintiff****Vilox, LLC***TERMINATED: 07/27/2023***Plaintiff****Joseph L. De Bellis**

represented by **Joseph L. De Bellis**
282 Edge of Woods Road
Southampton, NY 11968
PRO SE

V.

Defendant**Oracle Corporation**

represented by **Jack B. Blumenfeld**
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Date Filed	#	Docket Text
12/05/2022	<u>1</u>	COMPLAINT (Filing fee \$ 402 receipt number ATXWDC-16817766), filed by Vilox Technologies, LLC and Vilox, LLC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Civil Cover Sheet)(Ramey, William) [Transferred from Texas Western on 3/20/2023.] (Entered: 12/05/2022)

12/05/2022	<u>2</u>	Notice of Filing of Patent/Trademark Form (AO 120). AO 120 forwarded to the Director of the U.S. Patent and Trademark Office. (Ramey, William) [Transferred from Texas Western on 3/20/2023.] (Entered: 12/05/2022)
12/05/2022	<u>3</u>	REQUEST FOR ISSUANCE OF SUMMONS by Vilox Technologies, LLC and Vilox, LLC. (Ramey, William) [Transferred from Texas Western on 3/20/2023.] (Entered: 12/05/2022)
12/05/2022	<u>4</u>	Certificate of Interested Parties by Vilox Technologies, LLC and Vilox, LLC. (Ramey, William) [Transferred from Texas Western on 3/20/2023.] (Entered: 12/05/2022)
12/05/2022	<u>5</u>	NOTICE <i>Notice of Related Cases</i> by Vilox Technologies, LLC and Vilox, LLC (Attachments: # <u>1</u> Exhibit A)(Ramey, William) [Transferred from Texas Western on 3/20/2023.] (Entered: 12/05/2022)
12/06/2022	<u>6</u>	Summons Issued as to Oracle Corporation. (lad) [Transferred from Texas Western on 3/20/2023.] (Entered: 12/06/2022)
12/09/2022	<u>7</u>	SUMMONS Returned Executed by Vilox Technologies, LLC. Oracle Corporation served on 12/7/2022, answer due 12/28/2022. (Ramey, William) [Transferred from Texas Western on 3/20/2023.] (Entered: 12/09/2022)
12/22/2022	<u>8</u>	NOTICE of Attorney Appearance by Melissa Richards Smith on behalf of Oracle Corporation. Attorney Melissa Richards Smith added to party Oracle Corporation(pty:dft) (Smith, Melissa) [Transferred from Texas Western on 3/20/2023.] (Entered: 12/22/2022)
12/22/2022	<u>9</u>	Unopposed MOTION for Extension of Time to File Answer , <i>MOVE OR OTHERWISE RESPOND TO COMPLAINT</i> by Oracle Corporation. (Attachments: # <u>1</u> Proposed Order)(Smith, Melissa) [Transferred from Texas Western on 3/20/2023.] (Entered: 12/22/2022)
12/22/2022	<u>10</u>	RULE 7 DISCLOSURE STATEMENT filed by Oracle Corporation. (Smith, Melissa) [Transferred from Texas Western on 3/20/2023.] (Entered: 12/22/2022)
12/27/2022	<u>11</u>	ORDER GRANTING <u>9</u> Motion for Extension of Time to Answer re <u>9</u> Unopposed MOTION for Extension of Time to File Answer , <i>MOVE OR OTHERWISE RESPOND TO COMPLAINT</i> ; Oracle Corporation answer due 2/11/2023. Signed by Judge Fred Biery. (bw) [Transferred from Texas Western on 3/20/2023.] (Entered: 12/27/2022)
12/27/2022	<u>12</u>	MOTION to Appear Pro Hac Vice by Melissa Richards Smith (<i>Motion for Admission Pro Hac Vice of Jared Bobrow</i>) (Filing fee \$ 100 receipt number ATXWDC-16899360) by on behalf of Oracle Corporation. (Attachments: # <u>1</u> Proposed Order)(Smith, Melissa) [Transferred from Texas Western on 3/20/2023.] (Entered: 12/27/2022)
12/28/2022	<u>13</u>	ORDER GRANTING <u>12</u> Motion to Appear Pro Hac Vice for Attorney Jared Bobrow for Oracle Corporation. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Registration is managed by the PACER Service Center. Signed by Judge Fred Biery. (ad3) [Transferred from Texas Western on 3/20/2023.] (Entered: 12/28/2022)
01/06/2023	<u>14</u>	MOTION to Appear Pro Hac Vice by Melissa Richards Smith <i>for Jason K. Yu</i> (Filing fee \$ 100 receipt number ATXWDC-16928413) by on behalf of Oracle Corporation. (Attachments: # <u>1</u> Proposed Order)(Smith, Melissa) [Transferred from Texas Western on 3/20/2023.] (Entered: 01/06/2023)
01/06/2023	<u>15</u>	MOTION to Appear Pro Hac Vice by Melissa Richards Smith <i>for Diana Rutowski</i> (Filing fee \$ 100 receipt number ATXWDC-16929869) by on behalf of Oracle Corporation. (Attachments: # <u>1</u> Proposed Order)(Smith, Melissa) [Transferred from Texas Western on 3/20/2023.] (Entered: 01/06/2023)
01/19/2023	<u>16</u>	ORDER GRANTING <u>15</u> Motion to Appear Pro Hac Vice for Attorney Diana Rutowski for Oracle Corporation. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Registration is managed by the PACER Service Center Signed by Judge Fred Biery. (lad) [Transferred from Texas Western on 3/20/2023.] (Entered: 01/19/2023)

01/19/2023	<u>17</u>	ORDER GRANTING <u>14</u> Motion to Appear Pro Hac Vice for Attorney Jason K. Yu for Oracle Corporation. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Registration is managed by the PACER Service Center. Signed by Judge Fred Biery. (ad3) [Transferred from Texas Western on 3/20/2023.] (Entered: 01/19/2023)
02/08/2023	<u>18</u>	MOTION to Appear Pro Hac Vice by Melissa Richards Smith <i>for K. McKenna</i> (Filing fee \$ 100 receipt number ATXWDC-17057364) by on behalf of Oracle Corporation. (Attachments: # <u>1</u> Proposed Order)(Smith, Melissa) [Transferred from Texas Western on 3/20/2023.] (Entered: 02/08/2023)
02/09/2023	<u>19</u>	ORDER GRANTING <u>18</u> Motion to Appear Pro Hac Vice for Attorney Kristina DiBenedetto McKenna for Oracle Corporation. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Registration is managed by the PACER Service Center. Signed by Judge Fred Biery. (ad3) [Transferred from Texas Western on 3/20/2023.] (Entered: 02/09/2023)
02/10/2023	<u>20</u>	Unopposed Motion for leave to File Sealed Document (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit 1, # <u>4</u> Exhibit 2, # <u>5</u> Exhibit 3, # <u>6</u> Exhibit 4, # <u>7</u> Proposed Order) (Smith, Melissa)[Transferred from Texas Western on 3/20/2023.] Modified on 9/6/2023 (dlw). ***UNSEALED pursuant to D.I. <u>67</u> *** (Entered: 02/10/2023)
02/13/2023	<u>21</u>	MOTION to Dismiss <i>PURSUANT TO FED. R. CIV. P. 12(B)(1) AND 12(B)(6)</i> by Oracle Corporation. (Attachments: # <u>1</u> Affidavit D. Rutowski, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Proposed Order)(Smith, Melissa) [Transferred from Texas Western on 3/20/2023.] (Entered: 02/13/2023)
02/13/2023	<u>22</u>	ORDER GRANTING <u>20</u> Motion for Leave to File Sealed Document. Clerk's Office will file the requested document under seal. Signed by Judge Fred Biery. (lad) [Transferred from Texas Western on 3/20/2023.] (Entered: 02/13/2023)
02/13/2023	<u>23</u>	Motion filed: Defendant's Opposed Motion to Transfer (Attachments: # <u>1</u> DECLARATION OF DIANA M. RUTOWSKI, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4) (lad) [Transferred from Texas Western on 3/20/2023.] Modified on 8/25/2023 (dlw). ***UNSEALED Pursuant to D.I. <u>66</u> *** (Entered: 02/13/2023)
02/16/2023	<u>24</u>	ORDER FOR SCHEDULING RECOMMENDATIONS AND ADVISORY CONCERNING ASSIGNMENT OF MAGISTRATE JUDGE. Signed by Judge Fred Biery. (lad) [Transferred from Texas Western on 3/20/2023.] (Entered: 02/16/2023)
02/27/2023	<u>25</u>	MOTION for Discovery <i>Motion for Venue Discovery</i> by Vilox Technologies, LLC, Vilox, LLC. (Attachments: # <u>1</u> Proposed Order)(Ramey, William) [Transferred from Texas Western on 3/20/2023.] (Entered: 02/27/2023)
02/27/2023	<u>26</u>	Response in Opposition to Motion, filed by Vilox Technologies, LLC, Vilox, LLC, re <u>21</u> MOTION to Dismiss <i>PURSUANT TO FED. R. CIV. P. 12(B)(1) AND 12(B)(6)</i> filed by Defendant Oracle Corporation (Attachments: # <u>1</u> Proposed Order Proposed Order)(Ramey, William) [Transferred from Texas Western on 3/20/2023.] (Entered: 02/27/2023)
02/27/2023	<u>27</u>	DEFICIENCY NOTICE: re <u>26</u> Response in Opposition to Motion, (lad) [Transferred from Texas Western on 3/20/2023.] (Entered: 02/27/2023)
03/01/2023	<u>28</u>	Response in Opposition to Motion, filed by Vilox Technologies, LLC, re <u>21</u> MOTION to Dismiss <i>PURSUANT TO FED. R. CIV. P. 12(B)(1) AND 12(B)(6)</i> filed by Defendant Oracle Corporation (Attachments: # <u>1</u> Proposed Order)(Ramey, William) [Transferred from Texas Western on 3/20/2023.] (Entered: 03/01/2023)
03/01/2023	<u>29</u>	RESPONSE <i>REPLY IN SUPPORT OF DEFENDANTS MOTION TO TRANSFER PURSUANT TO 28 U.S.C. § 1404(a)</i> by Oracle Corporation. (Smith, Melissa) [Transferred from Texas Western on 3/20/2023.] (Entered: 03/01/2023)
03/01/2023	<u>30</u>	RESPONSE to Motion, filed by Oracle Corporation, re <u>25</u> MOTION for Discovery <i>Motion for Venue Discovery</i> filed by Plaintiff Vilox, LLC, Plaintiff Vilox

		Technologies, LLC (Attachments: # <u>1</u> Proposed Order)(Smith, Melissa)[Transferred from Texas Western on 3/20/2023.] (Entered: 03/01/2023)
03/06/2023	<u>31</u>	REPLY to Response to Motion, filed by Oracle Corporation, re <u>21</u> MOTION to Dismiss <i>PURSUANT TO FED. R. CIV. P. 12(B)(1) AND 12(B)(6)</i> filed by Defendant Oracle Corporation (Smith, Melissa) [Transferred from Texas Western on 3/20/2023.] (Entered: 03/06/2023)
03/17/2023	<u>32</u>	Order GRANTING <u>23</u> DEFENDANTS MOTION TO TRANSFER VENUE TO THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE AND FURTHER ORDERS OF THE COURT. Motion <u>25</u> is denied, Motion <u>21</u> is deferred to receiving Court. Signed by Judge Fred Biery. (lad) [Transferred from Texas Western on 3/20/2023.] Modified on 8/25/2023 (dlw). ***UNSEALED Pursuant to D.I. <u>66</u> *** (Entered: 03/20/2023)
03/20/2023	<u>33</u>	Record of case transferred in from District of Texas Western; Case Number in Other District: 6:22-cv-01254. Copy of Docket Sheet and original file (Entered: 03/20/2023)
03/20/2023	<u>34</u>	Local Counsel Letter sent on 3/20/2023. Notice of Compliance deadline set for 4/19/2023. (jfm) (Entered: 03/20/2023)
03/22/2023		Case Assigned to Judge Colm F. Connolly. Please include the initials of the Judge (CFC) after the case number on all documents filed. (rjb) (Entered: 03/22/2023)
03/23/2023	<u>35</u>	STANDING ORDER REGARDING BRIEFING IN ALL CASES (nmf) (Entered: 03/23/2023)
03/31/2023	<u>36</u>	NOTICE of Related Actions by Oracle Corporation (Blumenfeld, Jack) (Entered: 03/31/2023)
04/03/2023		Case Reassigned to Judge Maryellen Noreika. Please include the initials of the Judge (MN) after the case number on all documents filed. (rjb) (Entered: 04/03/2023)
04/05/2023	<u>37</u>	ORAL ORDER re <u>20</u> Unopposed Motion to Seal; <u>23</u> Defendant's Opposed Motion to Transfer; <u>32</u> Order Granting Transfer – Having reviewed the docket in this matter, there are three (3) docket items (D.I. 20, 23, 32) that were filed UNDER SEAL prior to the transfer to the District of Delaware. Redacted versions were not filed. The Third Circuit has held that "there is a presumptive right of public access to pretrial motions of a non-discovery nature, whether preliminary or dispositive." This common law presumption is not absolute, and may be overcome by a showing that the "interest in secrecy" outweighs the "presumptive right of public access." This may be achieved by demonstrating that disclosure of the material will work a clearly defined, serious injury to the party seeking to keep documents under seal. A party must be able to articulate the compelling, countervailing interests to be protected; broad allegations of harm, bereft of specific examples or articulated reasons, will be insufficient to permit documents to remain confidential. <i>In Re Avandia Mktg., Sales Practices and Prods. Liab. Litig.</i> , 924 F.3d 662 (3d Cir. 2019). The unopposed motion to seal (D.I. 20) does not set forth any cause for the requested sealing of the documents. THEREFORE, IT IS HEREBY ORDERED that, on or before 4/12/2023, the parties shall either advise the Court that it can un-seal the sealed filings or, if the parties are seeking redactions (pursuant to the Administrative Procedures Governing Filing and Service of Electronic Means for the District of Delaware, "redacted version[s] of [] sealed civil document[s] shall be filed electronically, within 7 days after the filing of the original sealed document") they shall file with any proposed redactions a declaration setting forth the good case established by the Third Circuit for each redaction individually. If any party has not obtained local counsel, or local counsel has not entered their appearance by 4/12/2023, that party may submit the letter advising the Court the documents may be unsealed or the proposed redacted versions with supporting declarations for docketing to diana_welham@ded.uscourts.gov. Failure to comply with this Oral Order will result in the documents being unsealed in their entirety. ***Oral Order emailed to counsel (MNAT, Orrick Herrington, Ramey, and Gillam and Smith) 4/5/2023*** ORDERED by Judge Maryellen Noreika on 4/5/2023. (dlw) (Entered: 04/05/2023)
04/12/2023	<u>38</u>	DECLARATION re <u>37</u> Oral Order // Declaration of Diana M. Rutowski in Support of Redacted Versions of Defendant's Motion to Transfer and Related Documents (D.I. 20, 23, and 32) by Oracle Corporation. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u>

		Exhibit C)(Blumenfeld, Jack) Modified on 4/12/2023 (dlw). (Entered: 04/12/2023)
04/18/2023	<u>39</u>	NOTICE of Appearance by Brian P. Egan on behalf of Oracle Corporation (Egan, Brian) (Entered: 04/18/2023)
04/18/2023	<u>40</u>	NOTICE requesting Clerk to remove Melissa R. Smith and the law firm Gillam & Smith LLP as co-counsel.. (Egan, Brian) (Entered: 04/18/2023)
04/19/2023	<u>41</u>	MOTION for Pro Hac Vice Appearance of Attorney Jared Bobrow, Diana M. Rutowski, Jason Yu and Kristina D. McKenna – filed by Oracle Corporation. (Egan, Brian) (Entered: 04/19/2023)
04/19/2023		SO ORDERED re <u>41</u> MOTION for Pro Hac Vice Appearance of Attorney Jared Bobrow, Diana M. Rutowski, Jason Yu and Kristina D. McKenna filed by Oracle Corporation. ORDERED by Judge Maryellen Noreika on 4/19/2023. (dlw) (Entered: 04/19/2023)
04/25/2023	<u>42</u>	NOTICE of Pending Matters by Oracle Corporation re <u>21</u> MOTION to Dismiss Pursuant to Fed. R. Civ. P. 12(B)(1) and 12(B)(6) (Blumenfeld, Jack) Modified on 4/25/2023 (dlw). (Entered: 04/25/2023)
04/28/2023	<u>43</u>	ORAL ORDER – As the deadline has passed for Plaintiff to obtain local counsel (see D.I. <u>34</u>) and no local counsel having appeared for Plaintiffs, IT IS HEREBY ORDERED that on or before 5/5/2023, Plaintiff shall submit a status report as to their efforts to obtain local counsel. ORDERED by Judge Maryellen Noreika on 4/28/2023. ***Copy emailed to wramey@rameyfirm.com; LitParalegals@rameyfirm.com; litattorneys@rameyfirm.com 4/28/2023*** (dlw) (Entered: 04/28/2023)
05/03/2023	<u>44</u>	OPPOSED MOTION for Withdrawal of Plaintiffs' Attorney – filed by Vilox Technologies, LLC, Vilox, LLC. (dlw) (Entered: 05/03/2023)
05/03/2023	<u>45</u>	ORAL ORDER re <u>44</u> The Opposed Motion for Withdrawal of Plaintiffs' Attorney is DENIED with leave to renew. The motion purports to be made "in accordance with Local Rule 9010–2 b, effective May 28, 2023" which is not a rule of this Court. The motion also does not contain the required statement pursuant to Local Rule 7.1.1. Should counsel refile the motion, it should indicate how counsel has served the motion on all parties rather than certify that it has been served via ECF when counsel had not actually filed the motion on the docket. ORDERED by Judge Maryellen Noreika on 5/3/2023. (dlw) (Entered: 05/03/2023)
05/05/2023	<u>46</u>	RENEWED MOTION for Withdrawal of Plaintiffs' Attorney – filed by Vilox Technologies, LLC, Vilox, LLC. (dlw) (Entered: 05/05/2023)
05/05/2023	<u>47</u>	Plaintiff's MOTION to Stay Proceedings. – filed by Vilox Technologies, LLC. (vfm) (Entered: 05/05/2023)
05/05/2023	<u>48</u>	Letter to Judge Noreika from Joesph L. DeBellis, CEO of Vilox Technologies, LLC in support of D.I. <u>47</u> Motion to Stay Proceeding. (vfm) (Entered: 05/05/2023)
05/05/2023	<u>49</u>	STATUS REPORT – Response to April 28, 2023 Oral Order for Status Report on Efforts to Obtain Local Counsel – by Vilox Technologies, LLC, Vilox, LLC. (dlw) (Entered: 05/05/2023)
05/15/2023	<u>50</u>	ORAL ORDER re <u>47</u> MOTION to Stay – Plaintiffs' motion to stay <u>47</u> was filed by Vilox Technologies' CEO, Dr. Joseph L. DeBillis, an individual who does not appear to be a licensed attorney. (See D.I. 47 & 48). Corporations may appear in federal court only through licensed counsel. See <i>Rowland v. California Mens Colony, Unit II Mens Advisory Council</i> , 506 U.S. 194, 201–02 (1993). THEREFORE, IT IS HEREBY ORDERED that Plaintiffs' motion to stay <u>47</u> is STRICKEN. Additionally, Plaintiffs have yet to obtain Delaware counsel despite being notified of the requirement to do so on March 20, 2023 and again on April 28, 2023. IT IS THEREFORE FURTHER ORDERED that, on or before May 30, 2023, Plaintiffs shall obtain Delaware counsel and notify the Court. Failure to do so may result in sanctions, including but not limited to, dismissal of the action for failure to prosecute. Plaintiffs' counsel from Ramey LLP shall provide a copy of this oral order to their clients Vilox Technologies, LLC and Vilox, LLC. ORDERED by Judge Maryellen Noreika on 5/15/2023. ***Copy emailed to: wramey@rameyfirm.com; LitParalegals@rameyfirm.com; litattorneys@rameyfirm.com 5/15/2023*** (dlw) (Entered: 05/15/2023)

05/25/2023	<u>51</u>	ORAL ORDER – On 5/15/2023, in C.A. No. 23–302 (MN), Vilox was ordered (for the third time) to obtain local counsel on or before 5/30/2023. Today, the Court received an ex parte email in C.A. No. 23–126 (MN) and in 23–302 (MN), requesting the Court docket filings because Vilox "still does not have local Delaware counsel." The Court will not docket the filings and will not accept further ex parte emails. ORDERED by Judge Maryellen Noreika on 5/25/2023. ***Copy emailed to: wramey@rameyfirm.com; LitParalegals@rameyfirm.com; litattorneys@rameyfirm.com 5/25/2023*** (dlw) (Entered: 05/25/2023)
05/30/2023	<u>52</u>	ORAL ORDER – On 5/25/2023, the Court issued an Oral Order stating in part that "[t]he Court will not...accept further ex parte emails." Nevertheless, on 5/30/2023, the Court received an ex parte email stating: "We are not attempting to have an ex parte communication entered into the files. By the attached letter, we are attempting to comply with this Court's orders. Will you please provide the Honorable Judge Noreika the attached letter." The Court does not accept ex parte communications. The Court notes, however, that the referenced "attached letter" states that the patents-in-suit are "no longer owned by Vilox Technologies LLC or Vilox LLC" and those companies "no longer [have] standing." In light of counsel's representation, it appears that this Court does not have subject matter jurisdiction over these matters. On or before 6/2/2023, Oracle Corporation shall submit to the Court a letter addressing the standing issue. ORDERED by Judge Maryellen Noreika on 5/30/2023. ***Copy emailed to: wramey@rameyfirm.com; LitParalegals@rameyfirm.com; litattorneys@rameyfirm.com 5/30/2023*** (dlw) (Entered: 05/30/2023)
05/30/2023	<u>53</u>	MOTION to Intervene and Opposed MOTION to Substitute Plaintiff/Defendant – filed by Vilox Technologies, LLC, Vilox, LLC. (Attachments: # <u>1</u> Text of Proposed Order)(smg) (Entered: 05/30/2023)
05/30/2023	<u>54</u>	OPENING BRIEF in Support of D.I. <u>53</u> MOTION to Intervene and Opposed MOTION to Substitute Plaintiff/Defendant filed by Vilox Technologies, LLC, Vilox, LLC. Answering Brief/Response due date per Local Rules is 6/13/2023. (Attachments: # <u>1</u> Exhibit)(smg) (Entered: 05/30/2023)
06/02/2023	<u>55</u>	Letter to The Honorable Maryellen Noreika from Brian P. Egan regarding Standing Order – re (52 in 1:23–cv–00302–MN, 21 in 1:23–cv–00126–MN) Oral Order,,,,. (Egan, Brian) (Entered: 06/02/2023)
06/13/2023	<u>56</u>	RESPONSE to Motion re <u>53</u> MOTION to Intervene and Substitute filed by Oracle Corporation. (Egan, Brian) Modified on 8/25/2023 (dlw). ***UNSEALED Pursuant to D.I. <u>66</u> *** (Entered: 06/13/2023)
06/20/2023	<u>57</u>	REDACTED VERSION of <u>56</u> Response to Motion by Oracle Corporation. (Egan, Brian) (Entered: 06/20/2023)
07/10/2023	<u>58</u>	ORAL ORDER Setting Hearing on (16 in 1:23–cv–00126–MN) MOTION for William P. Ramey, III to Withdraw as Attorney, (22 in 1:23–cv–00126–MN) MOTION to Intervene, (46 in 1:23–cv–00302–MN) MOTION for William P. Ramey, III to Withdraw as Attorney, (53 in 1:23–cv–00302–MN) MOTION to Intervene, (21 in 1:23–cv–00302–MN) MOTION to Dismiss PURSUANT TO FED. R. CIV. P. 12(B)(1) AND 12(B)(6) – IT IS HEREBY ORDERED that a Motion Hearing is set for 7/27/2023 at 10:00 AM in Courtroom 4A before Judge Maryellen Noreika. The Court is setting aside 40 minutes for the hearing with the time split equally between the parties. Any slide presentations the parties wish to use 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. Counsel may, however, agree upon a different time to exchange their respective slides. IT IS FURTHER ORDERED that William P. Ramey, III and Joseph L. DeBellis, M.D. shall appear in Court for these proceedings. ***Copy emailed to: wramey@rameyfirm.com; LitParalegals@rameyfirm.com; litattorneys@rameyfirm.com 7/10/2023*** ***Copy mailed to Dr. DeBellis, 282 Edge of Woods Road, Southampton, NY 11968 7/10/2023*** ORDERED by Judge Maryellen Noreika on 7/10/2023. (dlw) (Entered: 07/10/2023)
07/19/2023	<u>59</u>	MOTION to Continue Hearing set for 7/27/2023 filed by Vilox Technologies' CEO, Dr. Joseph L. De Bellis. (Attachments: # <u>1</u> Certificate of Service)(jdb) (Entered: 07/19/2023)

07/19/2023	<u>60</u>	RESPONSE to Motion re <u>59</u> MOTION to Continue filed by Oracle Corporation. (Egan, Brian) Modified on 7/20/2023 (dlw). (Entered: 07/19/2023)
07/20/2023	61	ORAL ORDER DENYING (28) Motion to Continue in case 1:23-cv-00126-MN, (59) Motion to Continue in case 1:23-cv-00302-MN – IT IS HEREBY ORDERED that the motions are DENIED. The hearing shall take place as scheduled. ORDERED by Judge Maryellen Noreika on 7/20/2023. ***Copy emailed to: wramey@rameyfirm.com; LitParalegals@rameyfirm.com; litattorneys@rameyfirm.com; josephdebells@gmail.com 7/20/2023*** (dlw) (Entered: 07/20/2023)
07/25/2023	<u>62</u>	MOTION for Exemption of Person from the District of Delaware's May 15, 2023 Standing Order on Personal Devices – filed by Oracle Corporation. (Attachments: # <u>1</u> [Proposed] Order)(Blumenfeld, Jack) (Entered: 07/25/2023)
07/25/2023	<u>63</u>	ORDER GRANTING (31 in case 1:23-cv-00126-MN; 62 in case 1:23-cv-00302-MN) MOTION for Exemption of Person from the District of Delaware's May 15, 2023 Standing Order on Personal Devices. Signed by Judge Maryellen Noreika on 7/25/2023. (dlw) (Entered: 07/25/2023)
07/27/2023		Minute Entry for proceedings held before Judge Maryellen Noreika – Motion Hearing held on 7/27/2023 re pending motions. The Motion to Intervene and Substitute is GRANTED-IN-PART and DENIED-IN-PART; Dr. De Bellis may join C.A. No. 23-302, but Vilox Technologies LLC will remain in the case. Vilox LLC is terminated. The Motion to Withdraw as Counsel is DENIED, but may be renewed at a later time if appropriate. The Motion to Dismiss in 23-302-MN is GRANTED and the complaint is DISMISSED without prejudice; plaintiffs are given leave to amend the complaint within 45 days. These cases are referred to the Magistrate Judge for exploring ADR. The transcript shall serve as the Court's order. (Court Reporter Dale Hawkins.) Associated Cases: 1:23-cv-00126-MN, 1:23-cv-00302-MN(mdb) Modified on 7/27/2023 (mdb). (Entered: 07/27/2023)
07/27/2023		CORRECTING ENTRY: The docket text of the 7/27/2023 minute entry has been corrected to reflect that the motion to dismiss was granted and the complaint dismissed without prejudice. Associated Cases: 1:23-cv-00302-MN, 1:23-cv-00126-MN(mdb) (Entered: 07/27/2023)
08/07/2023	64	ORAL ORDER REFERRING CASE to Magistrate Jennifer L. Hall for Mediation – IT IS HEREBY ORDERED that these matters are referred to Judge Jennifer L. Hall for mediation. ORDERED by Judge Maryellen Noreika on 8/7/2023. ***Copy emailed to: wramey@rameyfirm.com; LitParalegals@rameyfirm.com; litattorneys@rameyfirm.com; josephdebells@gmail.com 8/7/2023*** (dlw) (Entered: 08/07/2023)
08/14/2023	65	ORAL ORDER Setting Teleconference: A Telephone Conference is scheduled for September 25, 2023 at 10:00 AM before Judge Jennifer L. Hall to discuss ADR. Plaintiff's counsel shall initiate the call to chambers. Ordered by Judge Jennifer L. Hall on 8/14/2023. ***Copy emailed to: wramey@rameyfirm.com; LitParalegals@rameyfirm.com; litattorneys@rameyfirm.com; josephdebells@gmail.com 8/15/2023*** Associated Cases: 1:23-cv-00126-MN, 1:23-cv-00302-MN (ceg) Modified on 8/15/2023 (ceg). (Entered: 08/14/2023)
08/24/2023	<u>66</u>	Letter to The Honorable Maryellen Noreika from Brian P. Egan regarding request to unseal documents. (Egan, Brian) (Entered: 08/24/2023)
08/25/2023		Remark – Pursuant to D.I. 66, D.I. 23, 32, and 56 have been unsealed. (dlw) (Entered: 08/25/2023)
09/01/2023	<u>67</u>	Letter to The Honorable Maryellen Noreika from Brian P. Egan regarding request to unseal certain docket entries – re (39 in 1:23-cv-00126-MN, 66 in 1:23-cv-00302-MN) Letter. (Egan, Brian) (Entered: 09/01/2023)
09/06/2023		Remark – Pursuant to D.I. 67, D.I. 20 has been unsealed. (dlw) (Entered: 09/06/2023)
09/11/2023	<u>68</u>	AMENDED COMPLAINT against Oracle Corporation– filed by Joseph L. De Bellis. (Attachments: # <u>1</u> Exhibit A–H) (vfm) (Entered: 09/11/2023)

09/14/2023		CORRECTING ENTRY: The documents at D.I. <u>68</u> have been replaced due to pages being inadvertently omitted from original docketing. (vfm) (Entered: 09/14/2023)
09/25/2023	<u>69</u>	ORAL ORDER Setting Teleconference: A Telephone Conference is scheduled for December 4, 2023 at 10:00 AM before Judge Jennifer L. Hall to discuss ADR. Plaintiff's counsel shall initiate the call to chambers. Ordered by Judge Jennifer L. Hall on 9/25/2023. ***Copy emailed to: wramey@rameyfirm.com; LitParalegals@rameyfirm.com; litattorneys@rameyfirm.com; josephdebellis@gmail.com 9/25/2023*** Associated Cases: 1:23-cv-00126-MN, 1:23-cv-00302-MN(ceg) (Entered: 09/25/2023)
09/25/2023	<u>70</u>	MOTION to Dismiss <u>68</u> Amended Complaint for Failure to State a Claim – filed by Oracle Corporation. (Egan, Brian) Modified on 9/26/2023 (dlw). (Entered: 09/25/2023)
09/25/2023	<u>71</u>	OPENING BRIEF in Support re <u>70</u> MOTION to Dismiss <u>68</u> Amended Complaint for Failure to State a Claim filed by Oracle Corporation. Answering Brief/Response due date per Local Rules is 10/10/2023. (Egan, Brian) Modified on 9/26/2023 (dlw). (Entered: 09/25/2023)
09/25/2023	<u>72</u>	DECLARATION of Diana M. Rutowski re <u>70</u> MOTION to Dismiss <u>68</u> Amended Complaint for Failure to State a Claim by Oracle Corporation. (Attachments: # <u>1</u> Exhibit 1)(Egan, Brian) Modified on 9/26/2023 (dlw). (Entered: 09/25/2023)
10/11/2023	<u>73</u>	ORAL ORDER – It has come to the Court's attention that the parties have submitted to the Clerk's Office proposed stipulations extending time. Each of the stipulations includes Vilox Technologies, LLC, an entity for which no local counsel has appeared in violation of Local Rule 83.5. Moreover, the only signature on the stipulations is Joseph L. De Bellis, who is not an attorney and who cannot represent Vilox Technologies, LLC. THEREFORE, the Court will not docket the most recent submissions received by the Clerk's Office and will not grant the requested extensions. ORDERED by Judge Maryellen Noreika on 10/11/2023. ***Copy emailed to: wramey@rameyfirm.com; LitParalegals@rameyfirm.com; litattorneys@rameyfirm.com; josephdebellis@gmail.com 10/11/2023*** (dlw) (Entered: 10/11/2023)
10/11/2023	<u>74</u>	ORAL ORDER – Once again, Plaintiffs have violated this Court's Orders. Dr. De Bellis has once again submitted a document to the Clerk's Office to be filed on behalf of Vilox Technologies, LLC notwithstanding that he has been told repeatedly that he, a non-lawyer, cannot represent a corporate entity. Moreover, Vilox Technologies, LLC was told on March 20, 2023 that it had 30 days to comply with Local Rule 83.5. To date it has not done so. THEREFORE, IT IS HEREBY ORDERED that, if Vilox Technologies, LLC does not comply with Local Rule 83.5 by October 18, 2023, Vilox Technologies, LLC will be dismissed from this case. IT IS FURTHER ORDERED that the submission by Dr. Bellis of any papers that purport to be on behalf of Vilox Technologies, LLC will be rejected in their entirety. IT IS STILL FURTHER ORDERED that Plaintiffs have until October 18, 2023 to respond to Defendant's Motion to Dismiss the Amended Complaint. ORDERED by Judge Maryellen Noreika on 10/11/2023. ***Copy emailed to: wramey@rameyfirm.com; LitParalegals@rameyfirm.com; litattorneys@rameyfirm.com; josephdebellis@gmail.com 10/11/2023*** (dlw) (Entered: 10/11/2023)
10/11/2023	<u>75</u>	Official Transcript of Motion Hearing held on 07/27/2023 before Judge Maryellen Noreika. Court Reporter/Transcriber Dale C. Hawkins,Email: Dale_Hawkins@ded.uscourts.gov. Transcript may be viewed at the court public terminal or order/purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date, it may be obtained through PACER. Redaction Request due 11/1/2023. Redacted Transcript Deadline set for 11/13/2023. Release of Transcript Restriction set for 1/9/2024. (dh) (Entered: 10/11/2023)
10/17/2023	<u>76</u>	RESPONSE to D.I. <u>70</u> MOTION to Dismiss Amended Complaint for Failure to State a Claim filed by Joseph L. De Bellis (Attachments: # <u>1</u> Exhibit 1)(apk) (Entered: 10/17/2023)
10/17/2023		Remark: A Notice of Electronic filing regarding D.I. <u>76</u> Response has been sent via email to Plaintiff Joseph L. De Bellis. (apk) (Entered: 10/17/2023)

10/19/2023		Pro Hac Vice Attorney Diana M. Rutowski for Oracle Corporation 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: 10/19/2023)
10/24/2023	<u>77</u>	REPLY BRIEF re <u>70</u> MOTION to Dismiss <u>68</u> Amended Complaint for Failure to State a Claim filed by Oracle Corporation. (Egan, Brian) (Entered: 10/24/2023)
10/30/2023	<u>78</u>	REQUEST for Oral Argument by Oracle Corporation re <u>70</u> MOTION to Dismiss <u>68</u> Amended Complaint for Failure to State a Claim. (Egan, Brian) (Entered: 10/30/2023)
10/31/2023	<u>79</u>	Plaintiffs Application for Oral Argument by Joseph L. De Bellis. (apk) (Entered: 11/01/2023)
11/07/2023	<u>80</u>	NOTICE requesting Clerk to remove Kristina D. McKenna as co-counsel. Reason for request: No longer with firm. (Egan, Brian) (Entered: 11/07/2023)