CONSOL,JRG3,JURY,PATENT/TRADEMARK

U.S. District Court
Eastern District of TEXAS [LIVE] (Marshall)
CIVIL DOCKET FOR CASE #: 2:23-cv-00434-JRG

Emerging Automotive LLC v. Toyota Motor North America, Inc. et al **PURSUANT TO COURT ORDER, DOCKET IN LEAD CASE 2:23CV437**
Assigned to: District Judge Rodney Gilstrap
Lead case: 2:23-cv-00437-JRG
Member case: (View Member Case)
Related Case: 2:23-cv-00437-JRG
Cause: 35:271 Patent Infringement

Date Filed: 09/20/2023
Jury Demand: Plaintiff
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff

Emerging Automotive LLC

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V.

Defendant

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Defendant

Toyota Motor Sales, U.S.A. Inc. represented by **Michael Charles Smith**
(See above for address)
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Defendant

Toyota Motor Corporation represented by **Michael Charles Smith**
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/20/2023	1	COMPLAINT against Toyota Motor Corporation, Toyota Motor North America, Inc., Toyota Motor Sales, U.S.A. Inc. (Filing fee $ 402 receipt number ATXEDC-9714527.), filed by Emerging Automotive LLC. (Attachments: # 1 Civil Cover Sheet, # 2 Exhibit A - U.S. Patent No. 10,407,026, # 3 Exhibit B - 026 Claim Chart, # 4 Exhibit C - U.S. Patent No. 11,738,659, # 5 Exhibit D - 659 Claim Chart, # 6 Exhibit E - U.S. Patent No. 9,365,188, # 7 Exhibit F - 188 Claim Chart, # 8 Exhibit G - U.S. Patent No. 9,171,268, # 9

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		Exhibit H - 268 Claim Chart, # 10 Exhibit I - U.S. Patent No. 11,396,244, # 11 Exhibit J - 244 Claim Chart)(Fair, Andrea) (Entered: 09/20/2023)
09/20/2023	2	Notice of Filing of Patent/Trademark Form (AO 120). AO 120 mailed to the Director of the U.S. Patent and Trademark Office. (Fair, Andrea) (Entered: 09/20/2023)
09/20/2023	3	DEMAND for Trial by Jury by Emerging Automotive LLC. (Fair, Andrea) (Entered: 09/20/2023)
09/20/2023	4	Fed. R. Civ. P. 7.1(a)(1) Disclosure Statement filed by Emerging Automotive LLC (Fair, Andrea) (Entered: 09/20/2023)
09/20/2023		Case Assigned to District Judge Rodney Gilstrap. (nkl,) (Entered: 09/20/2023)
09/20/2023		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: 09/20/2023)
09/20/2023	5	SUMMONS Issued as to Toyota Motor North America, Inc., Toyota Motor Sales, U.S.A. Inc.. (Attachments: # 1 Additional Attachment(s))(ch,) (Entered: 09/20/2023)
09/22/2023	6	SUMMONS Returned Executed by Emerging Automotive LLC. Toyota Motor North America, Inc. served on 9/21/2023, answer due 10/12/2023; Toyota Motor Sales, U.S.A. Inc. served on 9/21/2023, answer due 10/12/2023. (Attachments: # 1 Additional Attachment(s))(Fair, Andrea) Modified on 9/26/2023 (nkl,). Modified on 10/2/2023 (nkl,). (Entered: 09/22/2023)
10/11/2023	7	**DEFICIENT DOCUMENT** JOINT MOTION for Extension of Time to File Response/Reply as to 1 Complaint,, by Toyota Motor Corporation, Toyota Motor North America, Inc., Toyota Motor Sales, U.S.A. Inc.. (Attachments: # 1 Proposed Order)(Smith, Michael) Modified on 10/11/2023 (nkl,). (Entered: 10/11/2023)
10/11/2023		NOTICE of Deficiency regarding the JOINT MOTION for Extension of Time to File Response/Reply submitted document 7 does not contain a Certificate of Conference. Correction should be made by one business day. (nkl,) (Entered: 10/11/2023)
10/11/2023	8	JOINT MOTION for Extension of Time to File Response/Reply as to 1 Complaint,, by Toyota Motor Corporation, Toyota Motor North America, Inc., Toyota Motor Sales, U.S.A. Inc.. (Attachments: # 1 Proposed Order)(Smith, Michael) (Entered: 10/11/2023)
10/11/2023	9	**FILED IN ERROR PER ATTORNEY** UNOPPOSED MOTION for Leave to File Excess Pages *IN SUMMARY JUDGMENT BRIEFING* by Toyota Motor Corporation, Toyota Motor North America, Inc., Toyota Motor Sales, U.S.A. Inc.. (Attachments: # 1 Proposed Order)(Smith, Michael) Modified on 10/12/2023 (nkl,). (Entered: 10/11/2023)
10/12/2023		***FILED IN ERROR PER ATTORNEY. Document # 9, UNOPPOSED MOTION for Leave to File Excess Pages IN SUMMARY JUDGMENT BRIEFING. PLEASE IGNORE.*** (nkl,) (Entered: 10/12/2023)
10/12/2023	10	NOTICE of Attorney Appearance by Jerry Tice, II on behalf of Emerging Automotive LLC (Tice, Jerry) (Entered: 10/12/2023)

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10/12/2023	11	NOTICE of Attorney Appearance by Aaron R Hand on behalf of Emerging Automotive LLC (Hand, Aaron) (Entered: 10/12/2023)
10/12/2023	12	NOTICE of Attorney Appearance by Margaret Elizabeth Day on behalf of Emerging Automotive LLC (Day, Margaret) (Entered: 10/12/2023)
10/12/2023	13	NOTICE of Attorney Appearance by Brenda Entzminger on behalf of Emerging Automotive LLC (Entzminger, Brenda) (Entered: 10/12/2023)
10/12/2023	14	NOTICE of Attorney Appearance - Pro Hac Vice by Marc Belloli on behalf of Emerging Automotive LLC. Filing fee $ 100, receipt number ATXEDC-9754788. (Belloli, Marc) (Entered: 10/12/2023)
10/13/2023	15	ORDER granting 8 JOINT MOTION for Extension of Time to File Response/Reply as to 1 Complaint. Signed by District Judge Rodney Gilstrap on 10/12/2023. (nkl,) (Entered: 10/13/2023)
10/13/2023		Answer Due Deadline Updated for Toyota Motor Corporation to 1/10/2024; Toyota Motor North America, Inc. to 1/10/2024; Toyota Motor Sales, U.S.A. Inc. to 1/10/2024. (nkl,) (Entered: 10/13/2023)
12/13/2023	16	CONSOLIDATION ORDER - The above-captioned cases are hereby ORDERED to be CONSOLIDATED for all pretrial issues with the LEAD CASE, Case No. 2:23-cv-00437. All parties are instructed to file any future filings in the LEAD CASE. Individual cases remain active for trial. Signed by District Judge Rodney Gilstrap on 12/13/2023. (ch,) (Entered: 12/13/2023)

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