

MARSHALL DIVISION

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(Lead Case)

(Member Case)

PEGASUS WIRELESS INNOVATION,
LLC,

Plaintiff–Counterclaim Defendant,

V.

T-MOBILE USA, INC. *et al.*,

Defendants/Counterclaim Plaintiffs,

ERICSSON INC. and NOKIA OF
AMERICA CORP.,

Intervenors,

V.

KT Corporation,

Third-Party Defendant.

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ORDER

Before the Court is the Joint Motion to Dismiss Infringement Allegations and Non-Infringement and Invalidity Counterclaims with Respect to U.S. Patents Nos. 10,594,460; 10,638,463; 10,721,118; and 11,405,942 filed by Plaintiff, Defendants, Intervenor, and Third-Party Defendant (Dkt. No. 328). In the Joint Motion, the parties ask the Court to dismiss Plaintiff's infringement allegations relating to U.S. Patent No. 10,594,460 (the "'460 Patent"), U.S. Patent No. 10,638,463 (the "'463 Patent"), U.S. Patent No. 10,721,118 (the "'118 Patent") and U.S. Patent No. 11,405,942 (the "'942 Patent") without prejudice. The parties also ask the Court to dismiss Defendants' and Intervenor's Counterclaims Four, Five, Six, and Eight, and Third Affirmative Defense as they relate to the '460, '463, '118, and '942 Patents without prejudice.

Having considered the Motion, and noting that it was filed jointly, the Court finds that it should be and hereby is **GRANTED**. Accordingly, it is **ORDERED** that Plaintiff's infringement allegations relating to the '460, '463, '118, and '942 Patents are hereby **DISMISSED WITHOUT PREJUDICE**. It is further **ORDERED** that Defendants and Intervenor's Counterclaims Four,

Five, Six, and Eight, and Third Affirmative Defense as they relate to the '460, '463, '118, and '942 Patents, are hereby **DISMISSED WITHOUT PREJUDICE**.

Each party shall bear its own fees and costs as to the dismissed claims.

So ORDERED and SIGNED this 16th day of May, 2025.



RODNEY GILSTRAP
UNITED STATES DISTRICT JUDGE