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AO279,GILBERT

United States District Court
Northern District of Illinois - CM/ECF NextGen 1.8 (rev. 1.8.3) (Chicago)
CIVIL DOCKET FOR CASE #: 1:24-cv-01787

Touchmusic Entertainment LLC v. Apple Inc,
Assigned to: Honorable Steven C. Seeger
Cause: 35:271 Patent Infringement

Date Filed: 03/02/2024
Jury Demand: Both
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff**Touchmusic Entertainment LLC**

represented by **Anthony E. Dowell**
Dowell Commercial Litigation
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ATTORNEY TO BE NOTICED

Plaintiff**Ziklag IP LLC**

represented by **Anthony E. Dowell**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant**Apple Inc,**

represented by **Michael T. Pieja**
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Date Filed	#	Docket Text
03/02/2024	1	COMPLAINT <i>for Patent Infringement</i> filed by touchmusic entertainment llc; Jury Demand. Filing fee \$ 405, receipt number AILNDC-21699905. (Attachments: # 1 Exhibit Ex 1 US Patent No 6182128)(Dowell, Anthony) (Entered: 03/02/2024)
03/03/2024	2	CIVIL Cover Sheet (Dowell, Anthony) (Entered: 03/03/2024)
03/03/2024	3	ATTORNEY Appearance for Plaintiff touchmusic entertainment llc by Anthony E. Dowell (Dowell, Anthony) (Entered: 03/03/2024)
03/03/2024	4	NOTIFICATION of Affiliates pursuant to Local Rule 3.2 by touchmusic entertainment llc (Dowell, Anthony) (Entered: 03/03/2024)
03/03/2024	5	NOTICE by touchmusic entertainment llc <i>of Filing Claims Involving a Patent</i> (Dowell, Anthony) (Entered: 03/03/2024)
03/04/2024	6	MAILED Patent report to Patent Trademark Office, Alexandria VA. (nsf,) (Entered: 03/04/2024)
03/04/2024		CASE ASSIGNED to the Honorable Jeffrey I Cummings. Designated as Magistrate Judge the Honorable Jeffrey T. Gilbert. Case assignment: Random assignment. (Civil Category 1). (evw,) (Entered: 03/04/2024)
03/04/2024		CLERK'S NOTICE: Pursuant to Local Rule 73.1(b), a United States Magistrate Judge of this court is available to conduct all proceedings in this civil action. If all parties consent to have the currently assigned United States Magistrate Judge conduct all proceedings in this case, including trial, the entry of final judgment, and all post-trial proceedings, all parties must sign their names on the attached Consent To form. This consent form is eligible for filing only if executed by all parties. The parties can also express their consent to jurisdiction by a magistrate judge in any joint filing, including the Joint Initial Status Report or proposed Case Management Order. (evw,) (Entered: 03/04/2024)
03/04/2024	7	MINUTE entry before the Honorable Jeffrey I Cummings: The Court hereby recuses itself from this case pursuant to 42 U.S.C. §455(b)(4). Reassignment order to follow. Judge Jeffrey I. Cummings no longer referred to the case. Mailed notice (cc,) (Entered: 03/04/2024)
03/05/2024	8	AMENDED MINUTE entry before the Honorable Jeffrey I Cummings: The Court hereby recuses itself from this case pursuant to 42 U.S.C. §455(b)(4). Reassignment order to follow. Judge Jeffrey I. Cummings no longer assigned to the case. Mailed notice (cc,) (Entered: 03/05/2024)
03/06/2024	9	EXECUTIVE COMMITTEE ORDER: Case reassigned to the Honorable Steven C. Seeger for all further proceedings pursuant to IOP 13(f)(1). Honorable Jeffrey I Cummings no longer assigned to the case. Signed by Executive Committee on 3/6/24. (nsf,) (Entered: 03/07/2024)
03/07/2024		SUMMONS Issued as to Defendant Apple Inc, (jcc,) (Entered: 03/07/2024)
03/07/2024	10	MINUTE entry before the Honorable Steven C. Seeger: An initial status report is due by May 31, 2024. Counsel must read the Standing Order entitled "Initial Status Conferences and Joint Initial Status Reports" on the Court's website. The parties must confer as required

		by Rule 26(f) about the nature, scope, and duration of discovery. The parties must submit two documents to the Court. First, the parties must file the Joint Initial Status Report under Rule 26(f) on the docket. A Word version of the Joint Initial Status Report is available on the Court's website. All parties must participate in the preparation and filing of the Joint Initial Status Report. The Court requires a joint report, so a filing by one side or the other is not sufficient. Second, the parties must email a Word version of a proposed Scheduling Order under Rule 16(b) to the Court's proposed order inbox. Lead counsel for the parties must participate in filing the initial status report. Plaintiff must serve this Order on all other parties. If the defendant has not been served with process, plaintiff's counsel must contact the Courtroom Deputy at jessica_j_ramos@ilnd.uscourts.gov to reschedule the initial status report deadline. Plaintiff should not file the Joint Initial Status Report before the defendant(s) has been served with process. The parties must discuss settlement in good faith and make a serious attempt to resolve this case amicably. All counsel of record must read and comply with this Court's Standing Orders on its webpage. Please pay special attention to the Standing Orders about Depositions and Discovery. Mailed notice. (jjr,) (Entered: 03/07/2024)
03/29/2024	11	ATTORNEY Appearance for Defendant Apple Inc, by Michael T. Pieja (Pieja, Michael) (Entered: 03/29/2024)
03/29/2024	12	ATTORNEY Appearance for Defendant Apple Inc, by Xaviere N. Giroud (Giroud, Xaviere) (Entered: 03/29/2024)
03/29/2024	13	NOTIFICATION of Affiliates pursuant to Local Rule 3.2 by Apple Inc, (Pieja, Michael) (Entered: 03/29/2024)
03/29/2024	14	MOTION by Defendant Apple Inc, for extension of time to file response/reply as to complaint 1 <i>Unopposed</i> (Pieja, Michael) (Entered: 03/29/2024)
04/02/2024	15	MINUTE entry before the Honorable Steven C. Seeger: The unopposed motion to extend time for Defendant Apple Inc. to respond to complaint (Dckt. No. 14) is hereby granted. Defendant shall respond to plaintiff's complaint by May 20, 2024. Mailed notice. (jjr,) (Entered: 04/02/2024)
04/02/2024	16	EXECUTIVE COMMITTEE ORDER: GENERAL ORDER 24-0008: IT APPEARING THAT, the civil cases on the attached list have been selected for reassignment to form the initial calendar of the Honorable Sunil R. Harjani; therefore IT IS HEREBY ORDERED that the attached list of 290 cases be reassigned to the Honorable Sunil R. Harjani; and IT IS FURTHER ORDERED that all parties affected by this Order must review the Honorable Sunil R. Harjani's webpage on the Court's website for the purpose of reviewing instructions regarding scheduling and case management procedures; and IT IS FURTHER ORDERED that any civil case that has been reassigned pursuant to this Order will not be randomly reassigned to create the initial calendar of a new district judge for twelve months from the date of this Order; and IT IS FURTHER ORDERED that the Clerk of Court is directed to add the Honorable Sunil R. Harjani to the Court's civil case assignment system during the next business day, so that he shall receive a full share of such cases; and IT IS FURTHER ORDERED that the Clerk of Court is directed to add the Honorable Sunil R. Harjani to the Court's criminal case assignment system ninety (90) days so that Judge Harjani shall thereafter receive a full share of such cases. Case reassigned to the Honorable Sunil R. Harjani for all further proceedings. Honorable Steven C. Seeger no longer assigned to the case. Signed by Honorable Rebecca R. Pallmeyer on 4/02/2024.(tg,) (Entered: 04/02/2024)
04/04/2024	17	MINUTE entry before the Executive Committee: Case reassigned to the Honorable Steven C. Seeger for all further proceedings pursuant to Internal Operating Procedure 16(i).

		Mailed notice (Attachments: # 1 Request for Reassignment) (aee,) (Entered: 04/08/2024)
05/14/2024	18	MOTION by Defendant Apple Inc, for extension of time to file answer regarding complaint 1 <i>Unopposed</i> (Pieja, Michael) (Entered: 05/14/2024)
05/20/2024	19	MINUTE entry before the Honorable Steven C. Seeger: Defendant's motion for an extension of time (Dckt. No. 18) is hereby granted. The Court grants a two-week extension. Defendant's response to the complaint is due by June 3, 2024. Mailed notice (jjr,) (Entered: 05/20/2024)
05/24/2024	20	AMENDED complaint by Ziklag IP LLC against Apple Inc, (Attachments: # 1 Exhibit Patent No 6182128)(Dowell, Anthony) (Entered: 05/24/2024)
05/31/2024	21	STATUS Report <i>Joint Initial Status Report Under Rule 26(f)</i> by Apple Inc, (Pieja, Michael) (Entered: 05/31/2024)
05/31/2024	22	MOTION by Defendant Apple Inc, to stay <i>Discovery Deadlines (Joint)</i> (Pieja, Michael) (Entered: 05/31/2024)
06/03/2024	23	MINUTE entry before the Honorable Steven C. Seeger: The Court reviewed the joint initial status report (Dckt. No. 21) and the joint motion to stay discovery deadlines (Dckt. No. 22). The joint motion to stay (Dckt. No. 22) is hereby granted. Discovery is hereby stayed pending a ruling on the forthcoming motion to dismiss. The Court couldn't help but notice the line that the "putative damages window in this case cannot exceed a period of three calendar days," which might be some kind of record (for this Court, anyway). Mailed notice. (jjr,) (Entered: 06/03/2024)
06/07/2024	24	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Defendant Apple Inc, (Attachments: # 1 Declaration, # 2 Exhibit, # 3 Exhibit, # 4 Exhibit, # 5 Exhibit)(Pieja, Michael) (Entered: 06/07/2024)
06/10/2024	25	MINUTE entry before the Honorable Steven C. Seeger: The Court sets the following briefing schedule on defendant's motion to dismiss (Dckt. No. 24). Plaintiff's response is due by July 8, 2024. Defendant's reply is due by July 22, 2024. Mailed notice. (jjr,) (Entered: 06/10/2024)
07/08/2024	26	RESPONSE by Ziklag IP LLC in Opposition to MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Defendant Apple Inc, 24 (Attachments: # 1 Exhibit Certificate of Revivor, # 2 Exhibit Ziklag Formation, # 3 Exhibit Assignment, # 4 Exhibit Amended Complaint Redline)(Dowell, Anthony) (Entered: 07/08/2024)
07/22/2024	27	REPLY by Apple Inc, to MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Defendant Apple Inc, 24 (Pieja, Michael) (Entered: 07/22/2024)
12/27/2024	28	ANNUAL REMINDER: Pursuant to Local Rule 3.2 (Notification of Affiliates) , any nongovernmental party, other than an individual or sole proprietorship, must file a statement identifying all its affiliates known to the party after diligent review or, if the party has identified no affiliates, then a statement reflecting that fact must be filed. An affiliate is defined as follows: any entity or individual owning, directly or indirectly (through ownership of one or more other entities), 5% or more of a party. The statement is

to be electronically filed as a PDF in conjunction with entering the affiliates in CM/ECF as prompted. As a reminder to counsel, parties must supplement their statements of affiliates within thirty (30) days of any change in the information previously reported. This minute order is being issued to all counsel of record to remind counsel of their obligation to provide updated information as to additional affiliates if such updating is necessary. If counsel has any questions regarding this process, this [LINK](#) will provide additional information. Signed by the Honorable Virginia M. Kendall on 12/27/2024: Mailed notice. (tg,) (Entered: 12/31/2024)

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