

Types of Document: Motion to Stay Pending Inter Partes Review Judges: Yvonne Gonzalez Rogers

	Type of Document	Result of ...	Case	Date ▼	Appeal Status	
	Motion to Stay Pending Inter Partes Review	Denied	Universal Connectivity Technologies Inc. v. HP Inc. 5-24-cv-04097 (NDCA)	Nov. 04, 2024		 
	Motion to Stay Pending Inter Partes Review	Granted	InfoExpress Inc. v. Cisco Systems, Inc. 4-23-cv-02698 (NDCA)	Jun. 03, 2024		 
	Motion to Stay Pending Inter Partes Review	Granted	InfoExpress Inc. v. Fortinet, Inc. 4-23-cv-04389 (NDCA)	Jun. 03, 2024		 
	Motion to Stay Pending Inter Partes Review	Granted	Gentex Corporation et al v. Meta Platforms, Inc. et al 4-22-cv-03892 (NDCA)	Mar. 31, 2023		 
	Motion to Stay Pending Inter Partes Review	Granted	Gesture Technology Partners, LLC v. Apple, Inc. 4-22-cv-04806 (NDCA)	Mar. 13, 2023		 
	Stay of Proceedings ↳ Factors Considered ↳ Prejudice From Stay/Tactical Advantage Stay of Proceedings ↳ Factors Considered ↳ Simplification of Issues		The court extended the stay pending <i>inter partes</i> review and administratively closed the case. "[T]he Court understands related appeals are pending before the Patent Trial and Appeal Board and the Federal Circuit, and the case may be simplified by the resolution of those appeals. The Court finds it prudent to extend the stay until September. If the resolution of those appeals has not concluded, then the balance may shift to opening the case as to the one claim which will proceed in all events. The Court finds that given the various equities, one more six-month stay will not prejudice the plaintiff."			
	Motion to Stay Pending Inter Partes Review	Granted	BillJCo, LLC v. Apple, Inc. 4-22-cv-03201 (NDCA)	Sep. 08, 2022		 
	Stay of Proceedings ↳ Factors Considered ↳ Prejudice From Stay/Tactical Advantage Stay of Proceedings ↳ Factors Considered ↳ Simplification of Issues Stay of Proceedings ↳ Factors Considered ↳ Stage of Litigation		The court granted defendant's motion to stay pending <i>inter partes</i> review because the stage of the case, potential simplification of issues, and lack of undue prejudice favored a stay. "[N]o trial schedule has been set in this case, discovery prior to the case being transferred into this district was limited to jurisdictional issues, all of the asserted patents are already under IPR review, and a decision from the PTAB would simplify the issues before this Court and promote judicial economy. . . . [A] stay would not prejudice or tactically disadvantage the plaintiff since the IPR petitions were filed within eight months of the complaint being filed. . . . [G]iven the tone and nature of the plaintiff's briefing, the Court also notes that plaintiff sought a tactical advantage by filing the action in the Western District of Texas. That it took over a year for the Federal Circuit to redirect the action to the proper forum, is not the result of misconduct by the defendant and should not serve as a penalty."			
	Motion to Stay Pending Inter Partes Review	Granted	Zoho Corporation v. Sentius International, LLC 4-19-cv-00001 (NDCA)	May. 17, 2022		 
	Motion to Stay Pending Inter Partes Review	Granted	Omni MedSci, Inc. v. Apple Inc. 4-20-cv-00563 (NDCA)	Dec. 06, 2021		 
	Motion to Stay Pending Inter Partes Review	Granted	NextGen Innovations, LLC v. Il-VI, Inc. et al 4-21-cv-07477 (NDCA)	Nov. 09, 2021		 
	Motion to Stay Pending Inter Partes Review	Denied without prejudice	10Tales, Inc. v. TikTok, Inc. 5-21-cv-03868 (NDCA)	Sep. 29, 2021		 
	Stay of Proceedings ↳ Factors Considered ↳ Likelihood Of Success (Stay)		The court denied without prejudice defendants' motion to stay pending their petition for <i>inter partes</i> review. "[T]he [PTAB] denied defendants' petition for <i>inter partes</i> review and that defendant is now seeking a rehearing of the PTAB's decision. Given the unlikelihood of the PTAB granting defendant's request for rehearing, the Court denies without prejudice defendants' motion to stay. Should the PTAB grant defendants' rehearing request, defendants may file an amended motion to stay within twenty-one days of the order."			
	Motion to Stay Pending Inter Partes Review	Granted	Cellspin Soft, Inc. v. Nikon Americas, Inc. et al 4-17-cv-05936 (NDCA)	Feb. 12, 2021		 
	Motion to Stay Pending Inter Partes Review	Granted	Zoho Corporation v. Sentius International, LLC 4-19-cv-00001 (NDCA)	Nov. 09, 2020		 
	Motion to Stay Pending Inter Partes Review	Granted	Sentius International, LLC v. Apple Inc. 4-20-cv-00477 (NDCA)	Nov. 05, 2020		 
	Motion to Stay Pending Inter Partes Review	Granted	Uniloc 2017 LLC v. Google LLC 4-20-cv-05346 (NDCA)	Oct. 28, 2020		 

Motion to Stay Pending Inter Partes Review	Granted	Uniloc 2017 LLC v. Google LLC 4-20-cv-05345 (NDCA)	Oct. 28, 2020	 
Motion to Stay Pending Inter Partes Review	Granted	Uniloc 2017 LLC et al v. Google LLC 4-20-cv-05341 (NDCA)	Sep. 21, 2020	 
Motion to Stay Pending Inter Partes Review	Granted	Uniloc 2017 LLC et al v. Google LLC 4-20-cv-05334 (NDCA)	Sep. 21, 2020	 
Motion to Stay Pending Inter Partes Review	Granted	Uniloc 2017 LLC et al v. Google LLC 4-20-cv-05339 (NDCA)	Sep. 21, 2020	 
Motion to Stay Pending Inter Partes Review	Granted	Uniloc 2017 LLC et al v. Google LLC 4-20-cv-05330 (NDCA)	Aug. 24, 2020	 
Motion to Stay Pending Inter Partes Review	Denied in part granted in part	Uniloc 2017 LLC et al v. Google LLC 4-20-cv-04355 (NDCA)	Jul. 24, 2020	 
Motion to Stay Pending Inter Partes Review	Granted	Cellspin Soft, Inc. v. Garmin International, Inc. et al 4-20-cv-03673 (NDCA)	Jul. 17, 2020	 
Motion to Stay Pending Inter Partes Review	Granted	Impinj, Inc. v. NXP USA, Inc. 4-19-cv-03161 (NDCA)	Mar. 30, 2020	 
Motion to Stay Pending Inter Partes Review	Granted	Cellspin Soft, Inc. v. Garmin International, Inc. et al 4-17-cv-05934 (NDCA)	Feb. 11, 2020	 
Motion to Stay Pending Inter Partes Review	Granted	Omni MedSci, Inc. v. Apple Inc. 4-19-cv-05924 (NDCA)	Nov. 20, 2019	 
Motion to Stay Pending Inter Partes Review	Granted	Omni MedSci, Inc. v. Apple Inc. 4-19-cv-05673 (NDCA)	Nov. 20, 2019	 
Motion to Stay Pending Inter Partes Review	Denied as moot	Cellspin Soft, Inc. v. Garmin International, Inc. et al 4-17-cv-05934 (NDCA)	Sep. 30, 2019	 
Motion to Stay Pending Inter Partes Review	Granted	Windy City Innovations, LLC v. Microsoft Corporation 4-16-cv-01729 (NDCA)	Dec. 28, 2016	 
Motion to Stay Pending Inter Partes Review	Granted	Grecia v. DISH Network, LLC 4-16-cv-00588 (NDCA)	Jun. 13, 2016	 
 Motion to Stay Pending Inter Partes Review	Denied in part granted in part	Grecia v. DISH Network, LLC 4-16-cv-00588 (NDCA)	May. 03, 2016	 
District Court Procedural Issues ↳ Stay of Proceedings ↳ Conditions of Stay		The court conditionally granted defendant's motion to stay pending <i>inter partes</i> review so long as defendant agreed to limited estoppel. "[Plaintiff] asks the Court to enter a stay pending IPR with the condition that [defendant] 'may not assert in this action that claim 1 of the [patent-in-suit] is invalid on any grounds that [the third party petitioner] raised or reasonably could have raised during the IPR proceeding.' . . . [Defendant] claims it has no involvement in the ongoing prosecution of the IPR by [the third party]. . . . Accordingly, the Court declines to subject [defendant] to the full estoppel provided in Section 315(e)(2), much less the broader language requested by [plaintiff]. . . . [Defendant] argues an immediate stay of this action absent estoppel would still simplify this case and thus estoppel is unnecessary. On this point the Court disagrees. Requiring a defendant who is not a party to the IPR proceedings 'to submit to a weaker estoppel foreclosing it from litigating claims made and finally determined in the IPR proceedings is necessary to effect the PTO's interest in protecting the integrity of PTO proceedings and in preventing parties from having a 'second bite at the apple.' The Court therefore grants the motion . . . conditioned on [defendant's] agreement to be estopped from asserting any invalidity contention that was actually raised and finally adjudicated in a written decision in [the third party's] IPR proceedings."		

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