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JRG3,JURY,PATENT/TRADEMARK,PROTECTIVE-ORDER

U.S. District Court
Eastern District of TEXAS [LIVE] (Marshall)
CIVIL DOCKET FOR CASE #: 2:24-cv-00735-JRG-RSP

Brook + Whittle LTD v. Nestle USA, Inc. et al
Assigned to: District Judge Rodney Gilstrap
Referred to: Magistrate Judge Roy S. Payne
Cause: 35:271 Patent Infringement

Date Filed: 09/08/2024
Jury Demand: Plaintiff
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff**Brook + Whittle LTD**

represented by **Andrea Leigh Fair**
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V.

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Defendant

Fuji Seal International, Inc.

represented by **Amy E. LaValle**
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Melissa Richards Smith
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ATTORNEY TO BE NOTICED

Paul J Linden
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
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09/08/2024	1	COMPLAINT <i>for Patent Infringement</i> against All Defendants (Filing fee \$ 405 receipt number ATXEDC-10344723.), filed by Brook + Whittle LTD. (Attachments: # 1 Exhibit A - Patent 11,961,422, # 2 Exhibit B - Claim Chart, # 3 Exhibit C - Nesquik Webpage, # 4 Exhibit D - Where to Buy, # 5 Exhibit E - Nesquik Walmart Webpage, # 6 Exhibit F - Nestle Locations, # 7 Exhibit G - Fuji Seal Locations, # 8 Exhibit H - Nesquik Recycling Press Release, # 9 Exhibit I - Article on Nestle's Use of Recyclable Light-Blocking Shrink Sleeves, # 10 Exhibit J - Nesquik Youtube Video Link, # 11 Civil Cover Sheet)(Brown, Brandon) (Entered: 09/08/2024)
09/08/2024	2	Fed. R. Civ. P. 7.1(a)(1) Disclosure Statement filed by Brook + Whittle LTD identifying Corporate Parent Genstar Capital LLC for Brook + Whittle LTD. (Brown, Brandon) (Entered: 09/08/2024)
09/08/2024	3	Notice of Filing of Patent/Trademark Form (AO 120). AO 120 emailed to the Director of the U.S. Patent and Trademark Office. (Brown, Brandon) (Entered: 09/08/2024)
09/09/2024		Case assigned to District Judge Rodney Gilstrap and Magistrate Judge Roy S. Payne. (CH) (Entered: 09/09/2024)
09/09/2024		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 <i>Notice Regarding Consent to Proceed Before Magistrate Judge</i> . (CH) (Entered: 09/09/2024)
09/09/2024	4	SUMMONS Issued as to Fuji Seal International, Inc., Nestle USA, Inc.. (Attachments: # 1 Additional Attachment(s))(CH) (Entered: 09/09/2024)
09/09/2024	5	NOTICE of Attorney Appearance by Andrea Leigh Fair on behalf of Brook + Whittle LTD (Fair, Andrea) (Entered: 09/09/2024)
09/19/2024	6	WAIVER OF SERVICE Returned Executed by Brook + Whittle LTD. Nestle USA, Inc. waiver sent on 9/13/2024, answer due 11/12/2024. (Brown, Brandon) (Entered: 09/19/2024)
10/21/2024	7	ORDER Scheduling/Case Management Conference set for 11/7/2024 at 01:30 PM before District Judge Rodney Gilstrap. Signed by Magistrate Judge Roy S. Payne on 10/21/24. (bga) (Entered: 10/21/2024)
10/23/2024	8	WAIVER OF SERVICE Returned Executed by Brook + Whittle LTD. Fuji Seal International, Inc. waiver sent on 9/13/2024, answer due 12/12/2024. (Brown, Brandon) (Entered: 10/23/2024)
10/23/2024	9	UNOPPOSED MOTION for Extension of Time to Complete Discovery <i>P.R. 3-1 through 3-4</i> by Brook + Whittle LTD. (Attachments: # 1 Proposed Order)(Brown, Brandon) (Entered: 10/23/2024)
10/29/2024	10	NOTICE of Attorney Appearance by Amy E. LaValle on behalf of All Defendants (LaValle, Amy) (Entered: 10/29/2024)
10/30/2024	11	ORDER granting 9 Motion to Extend the Parties Deadlines to Comply with P.R. 3-1 through 34 and Standing Order re Subject Matter Eligibility Contentions. Signed by Magistrate Judge Roy S. Payne on 10/29/24. (bga) (Entered: 10/30/2024)
11/07/2024		Minute Entry for proceedings held before District Judge Rodney Gilstrap: Scheduling Conference/Case Management Conference held on 11/7/2024 from 01:35 PM - 02:49 PM. Counsel for the parties appeared. Court asked whether the parties consented to trial before

		the U.S. Magistrate Judge. Court proceeded to provide counsel with Claim Construction and Jury Selection/Trial dates. (Court Reporter - Shawn McRoberts) (aeb) (Entered: 11/14/2024)
11/08/2024	12	NOTICE of Discovery Disclosure by Brook + Whittle LTD <i>re P.R. 3-1 and 3-2</i> (Fair, Andrea) (Entered: 11/08/2024)
11/11/2024	13	Defendant Nestle USA, Inc.'s Unopposed First Application for Extension of Time to Answer Complaint (LaValle, Amy) (Entered: 11/11/2024)
11/12/2024		Defendant's Unopposed First Application for Extension of Time to Answer Complaint is granted pursuant to Local Rule CV-12 for Nestle USA, Inc. to 11/26/2024. 14 Days Granted for Deadline Extension.(NKL) (Entered: 11/12/2024)
11/21/2024	14	JOINT MOTION for Entry of Docket Control Order by Brook + Whittle LTD. (Attachments: # 1 Proposed Order Proposed Docket Control Order)(Brown, Brandon) (Entered: 11/21/2024)
11/21/2024	15	JOINT MOTION for Entry of Discovery Order by Brook + Whittle LTD. (Attachments: # 1 Proposed Order (Agreed Discovery Order))(Brown, Brandon) (Entered: 11/21/2024)
11/22/2024	16	DOCKET CONTROL ORDER: Pretrial Conference set for 4/13/2026 at 09:00 AM before Magistrate Judge Roy S. Payne. Jury Selection set for 5/18/2026 at 09:00AM before District Judge Rodney Gilstrap. Markman Hearing set for 11/18/2025 at 09:00 AM before Magistrate Judge Roy S. Payne.. Signed by Magistrate Judge Roy S. Payne on 11/22/2024. (KLC) (Entered: 11/22/2024)
11/22/2024	17	DISCOVERY ORDER. Signed by Magistrate Judge Roy S. Payne on 11/22/2024. (KLC) (Entered: 11/22/2024)
11/26/2024	18	MOTION to Dismiss <i>for Improper Venue</i> by Nestle USA, Inc.. (Attachments: # 1 Affidavit/Declaration of Douglas Besman, # 2 Proposed Order)(LaValle, Amy) (Entered: 11/26/2024)
11/26/2024	19	JOINT MOTION for Extension of Time to File <i>Proposed Protective Order and to Serve Initial and Additional Disclosures</i> by Brook + Whittle LTD. (Attachments: # 1 Proposed Order)(Brown, Brandon) (Entered: 11/26/2024)
12/03/2024	20	ORDER granting 19 Motion to Extend Deadlines to File Proposed Protective Order and to Serve Initial and Additional Disclosure. Signed by Magistrate Judge Roy S. Payne on 12/2/24. (bga) (Entered: 12/03/2024)
12/04/2024	21	NOTICE of Attorney Appearance - Pro Hac Vice by Lindsey Shi on behalf of Brook + Whittle LTD. Filing fee \$ 100, receipt number ATXEDC-10531761. (Shi, Lindsey) (Entered: 12/04/2024)
12/06/2024	22	JOINT MOTION for Protective Order by Brook + Whittle LTD. (Attachments: # 1 Proposed Order)(Brown, Brandon) (Entered: 12/06/2024)
12/06/2024	23	NOTICE of Discovery Disclosure by Nestle USA, Inc. <i>Initial and Additional Disclosures</i> (LaValle, Amy) (Entered: 12/06/2024)
12/06/2024	24	NOTICE of Discovery Disclosure by Fuji Seal International, Inc. <i>Initial and Additional Disclosures</i> (LaValle, Amy) (Entered: 12/06/2024)
12/06/2024	25	NOTICE of Discovery Disclosure by Brook + Whittle LTD (Brown, Brandon) (Entered: 12/06/2024)
12/09/2024	26	JOINT MOTION Entry of ESI Order by Brook + Whittle LTD. (Attachments: # 1 Proposed Order ESI)(Brown, Brandon) (Entered: 12/09/2024)

12/10/2024	27	PROTECTIVE ORDER. Signed by Magistrate Judge Roy S. Payne on 12/9/2024. (KLC) (Entered: 12/10/2024)
12/10/2024	28	E-DISCOVERY ORDER re 26 Motion Entry of ESI Order. Signed by Magistrate Judge Roy S. Payne on 12/10/2024. (NKL) (Entered: 12/10/2024)
12/10/2024	29	RESPONSE in Opposition re 18 MOTION to Dismiss <i>for Improper Venue filed by Brook + Whittle LTD.</i> (Attachments: # 1 Proposed Order Denying MTD, # 2 Exhibit 1. Nestle Website (2024), # 3 Exhibit 2. Nestle Website (2021), # 4 Exhibit 3. J. Carleton CV, # 5 Exhibit 4. C. McAfee CV, # 6 Exhibit 5. R. Willis CV, # 7 Exhibit 6. Marketing Mix of Nestle, # 8 Exhibit 7. Confectionary Signage, # 9 Exhibit 8. Capital Markets Day 2024, # 10 Exhibit 9. 2024 Three Month Sales Q&A, # 11 Exhibit 10. Offerings to boost relevance of DiGiorno pizza)(Brown, Brandon) (Entered: 12/10/2024)
12/11/2024	30	FILED IN ERROR. ATTORNEY TO REFILE NOTICE of Attorney Appearance by Brandon H Brown on behalf of Brook + Whittle LTD (Brown, Brandon) Modified on 12/12/2024 (KLC). (Entered: 12/11/2024)
12/12/2024	31	NOTICE of Attorney Appearance by Yimeng Dou on behalf of Brook + Whittle LTD (Dou, Yimeng) (Entered: 12/12/2024)
12/12/2024	32	SEALED MOTION <i>to Dismiss for Lack of Personal Jurisdiction</i> by Fuji Seal International, Inc.. (Attachments: # 1 Affidavit/Declaration of Fumiaki Takahashi, # 2 Proposed Order)(LaValle, Amy) (Entered: 12/12/2024)
12/13/2024	33	JOINT MOTION for Extension of Time to File by Brook + Whittle LTD. (Attachments: # 1 Proposed Order granting motion to extend)(Brown, Brandon) (Entered: 12/13/2024)
12/19/2024	34	ORDER granting 33 Motion for Extension of Time to File. Signed by Magistrate Judge Roy S. Payne on 12/18/24. (bga) (Entered: 12/19/2024)
12/19/2024	35	REDACTION to 32 SEALED MOTION <i>to Dismiss for Lack of Personal Jurisdiction</i> by Fuji Seal International, Inc.. (Attachments: # 1 Affidavit/Declaration (Ex. A - Redacted Declaration of Fumiaki Takahashi), # 2 Proposed Order)(LaValle, Amy) (Entered: 12/19/2024)
12/24/2024	36	REPLY to Response re 18 MOTION to Dismiss <i>for Improper Venue filed by Nestle USA, Inc.</i> (Attachments: # 1 Affidavit/Declaration (Ex. A - LaValle Declaration), # 2 Affidavit/Declaration (Ex. B - Second Besman Declaration))(LaValle, Amy) (Entered: 12/24/2024)
12/31/2024	37	UNOPPOSED MOTION for Extension of Time to Complete Discovery (<i>Serve P.R. 3-4 Document Production</i>) by Nestle USA, Inc., Fuji Seal International, Inc.. (Attachments: # 1 Proposed Order)(LaValle, Amy) (Entered: 12/31/2024)
01/02/2025	38	ORDER granting 37 Motion to Extend Defendants Deadlines to Serve Production of Documents Accompanying Invalidity Contentions Under P.R. 3-4. Signed by Magistrate Judge Roy S. Payne on 1/2/2025. (NKL) (Entered: 01/02/2025)
01/02/2025	39	NOTICE of Discovery Disclosure by Nestle USA, Inc., Fuji Seal International, Inc. <i>Defendants' Joint Notice of P.R. 3-3 Invalidity Contentions</i> (LaValle, Amy) (Entered: 01/02/2025)
01/09/2025	40	SEALED RESPONSE re 32 SEALED MOTION <i>to Dismiss for Lack of Personal Jurisdiction</i> filed by Brook + Whittle LTD. (Brown, Brandon) (Entered: 01/09/2025)
01/09/2025	41	AFFIDAVIT in Opposition re 32 SEALED MOTION <i>to Dismiss for Lack of Personal Jurisdiction (Lindsey Shi) filed by Brook + Whittle LTD.</i> (Attachments: # 1 Exhibit 1. FSI Website, Company Overview, # 2 Exhibit 2. FSI Website, Mission Statement and Vision, #

		3 Exhibit 3. FSI Website, Shareholder and Stock, # 4 Exhibit 4. FSI Website, Net Sales by Product/Segment, # 5 Exhibit 5. FSI Articles of Incorporation translated, # 6 Exhibit 6. FSI 2024 Integrated Report, # 7 Exhibit 7. FSI Website, AFS Products, # 8 Exhibit 8. FSI 2023 Integrated Report, # 9 Exhibit 9. FSI Website, Management, # 10 Exhibit 10. FSI Website, FSG Code of Ethics, # 11 Exhibit 11. LinkedIn Website, AFS, # 12 Exhibit 12. Capital IQ Website, # 13 Exhibit 13. FSI Website, Supply Chain, # 14 Exhibit 14. Fuji IP Strategy Presentation, # 15 Exhibit 15. U.S. Patent No. 10,777,100, # 16 Exhibit 16. USPTO Website, Thermo-Shield, # 17 Exhibit 17. USPTO Website, Ducracore, # 18 Exhibit 18. USPTO Website, Duraplas, # 19 Exhibit 19. USPTO Website, Contour-Pak, # 20 Exhibit 20. USPTO Website, 79081571, # 21 Exhibit 21. USPTO Website, 79294475, # 22 Exhibit 22. USPTO Website, Recshrink, # 23 Exhibit 23. FSI Careers Portal, # 24 Exhibit 24. LinkedIn Website, J. Boetler, # 25 Exhibit 25. Fuji Seal Group 2004 Annual Report, # 26 Exhibit 26. FSI Brand Book, # 27 Exhibit 27. Frost Brown Todd Website, Office Locations, # 28 Exhibit 28. FSI Website, Shrink Sleeve Labels, # 29 Exhibit 29. FSI Initial Disclosures, # 30 Exhibit 30. FSI Website, Global Business Expansion, # 31 Exhibit 31. Bureau of Economic Analysis, # 32 Exhibit 32. FSI Website, Contact US, # 33 Exhibit 33. FSI Website, Our Global Locations, # 34 Exhibit 34. FSI Website, Career, # 35 Exhibit 35. Map of distance)(Brown, Brandon) (Entered: 01/09/2025)
01/09/2025	42	SEALED DECLARATION OF MARK POLLARD in Support of: 40 Sealed Response to Motion. (Attachments: # 1 Exhibit 36. SEALED Email)(Brown, Brandon) (Entered: 01/09/2025)
01/10/2025	43	SUR-REPLY to Reply to Response re 18 MOTION to Dismiss <i>for Improper Venue filed by Brook + Whittle LTD.</i> (Attachments: # 1 Affidavit/Declaration of L. Shi ISO Sur-Reply, # 2 Exhibit 1. Nestle Jobs Locations)(Brown, Brandon) (Entered: 01/10/2025)
01/16/2025	44	REDACTION to 40 Sealed Response to Motion by Brook + Whittle LTD. (Brown, Brandon) (Entered: 01/16/2025)
01/16/2025	45	REDACTION to 42 Sealed Additional Attachments to Main Document <i>and Exhibit 36</i> by Brook + Whittle LTD. (Attachments: # 1 Exhibit 36. Email chain)(Brown, Brandon) (Entered: 01/16/2025)
01/17/2025	46	REPLY to Response re 32 SEALED MOTION <i>to Dismiss for Lack of Personal Jurisdiction filed by Fuji Seal International, Inc..</i> (LaValle, Amy) (Entered: 01/17/2025)
01/24/2025	47	SEALED SUR-REPLY to Reply to Response re 32 SEALED MOTION <i>to Dismiss for Lack of Personal Jurisdiction</i> filed by Brook + Whittle LTD. (Brown, Brandon) (Entered: 01/24/2025)
01/24/2025	48	AFFIDAVIT in Opposition re 32 SEALED MOTION <i>to Dismiss for Lack of Personal Jurisdiction of L. Shi re B+W Sur-Reply filed by Brook + Whittle LTD.</i> (Attachments: # 1 Exhibit 1. President and CEO Message _ Fuji Seal International (Web Capture), # 2 Exhibit 2. FSI GDPR Privacy Statement, # 3 Exhibit 3. Fuji 2023 Annual Report, # 4 Exhibit 4. Fuji 2024 Annual Report, # 5 Exhibit 5. FSI 2024 Annual Shareholder Meeting Report)(Brown, Brandon) (Entered: 01/24/2025)
01/29/2025	49	REDACTION to 47 Sealed Sur-Reply to Reply to Response to Motion by Brook + Whittle LTD. (Brown, Brandon) (Entered: 01/29/2025)
02/19/2025	50	UNOPPOSED MOTION for Leave to File <i>(Serve) Supplemental Invalidity Contentions</i> by All Defendants. (Attachments: # 1 Exhibit A - Redline Version of Cover Document, # 2 Exhibit B - Gatorade Label Claim Chart, # 3 Exhibit C - Febreze Label Claim Chart, # 4 Proposed Order)(LaValle, Amy) (Entered: 02/19/2025)
02/21/2025	51	ORDER granting 50 Motion for Leave to Supplement Invalidity Contentions. Signed by Magistrate Judge Roy S. Payne on 02/21/2025. (KLC) (Entered: 02/21/2025)

03/05/2025		NOTICE of Hearing: Pretrial Conference RESET for 4/15/2026 at 09:00 AM before Magistrate Judge Roy S. Payne. (bga) (Entered: 03/05/2025)
03/13/2025	52	NOTICE of Attorney Appearance by John Francis Bennett on behalf of Nestle USA, Inc., Fuji Seal International, Inc. (Bennett, John) (Entered: 03/13/2025)
03/19/2025	53	**WITHDRAWN PER ORDER 62 ** SEALED MOTION <i>to Compel</i> by Brook + Whittle LTD. (Attachments: # 1 Affidavit/Declaration of L. Shi ISO Motion to Compel) (Brown, Brandon) (Additional attachment(s) added on 3/19/2025: # 2 Proposed Order) (NKL). Modified on 4/10/2025 (wea). (Entered: 03/19/2025)
03/19/2025	54	FILED IN ERROR Additional Attachments to Main Document: 53 SEALED MOTION <i>to Compel. Proposed Order.</i> (Brown, Brandon) Modified on 3/19/2025 (NKL). (Entered: 03/19/2025)
03/19/2025		NOTICE of Hearing on Motion 53 SEALED MOTION <i>to Compel</i> : Motion Hearing set for 4/22/2025 at 02:00 PM before Magistrate Judge Roy S. Payne. (bga) (Entered: 03/19/2025)
03/19/2025	55	NOTICE of Attorney Appearance by Garrett C. Parish on behalf of Brook + Whittle LTD (Parish, Garrett) (Entered: 03/19/2025)
03/19/2025	56	NOTICE of Attorney Appearance by Melissa Richards Smith on behalf of Nestle USA, Inc., Fuji Seal International, Inc. (Smith, Melissa) (Entered: 03/19/2025)
03/26/2025	57	REDACTION to 53 SEALED MOTION <i>to Compel to Produce Documents</i> by Brook + Whittle LTD. (Attachments: # 1 Affidavit/Declaration of L. Shi (FUS))(Brown, Brandon) (Entered: 03/26/2025)
03/27/2025	58	JOINT STATUS REPORT <i>re Meet and Confer</i> by Brook + Whittle LTD. (Shi, Lindsey) (Entered: 03/27/2025)
04/02/2025	59	UNOPPOSED MOTION for Extension of Time to File Response/Reply as to 53 SEALED MOTION <i>to Compel</i> by Fuji Seal International, Inc.. (Attachments: # 1 Proposed Order) (LaValle, Amy) (Entered: 04/02/2025)
04/04/2025	60	ORDER granting 59 UNOPPOSED MOTION for Extension of Time to File Response/Reply as to 53 SEALED MOTION <i>to Compel</i> , 53 SEALED MOTION <i>to Compel</i> Responses due by 4/9/2025. Signed by Magistrate Judge Roy S. Payne on 04/03/2025. (KLC) (Entered: 04/04/2025)
04/09/2025	61	UNOPPOSED MOTION to Withdraw 53 SEALED MOTION <i>to Compel</i> by Brook + Whittle LTD. (Attachments: # 1 Proposed Order)(Brown, Brandon) (Entered: 04/09/2025)
04/10/2025	62	ORDER granting 61 UNOPPOSED MOTION to Withdraw. Plaintiffs Motion to Compel 53 is hereby WITHDRAWN and the hearing scheduled for April 22, 2025, is CANCELED . Signed by Magistrate Judge Roy S. Payne on 4/10/2025. (wea) (Entered: 04/10/2025)
04/17/2025	63	MOTION to Stay <i>Pending Resolution of Related Declaratory Judgment Action</i> by All Defendants. (Attachments: # 1 Exhibit A - Declaration of Amy E. LaValle, # 2 Exhibit 1 - B+W Infringement Contentions - Cover Document, # 3 Exhibit 2 - B+W Infringement Contentions - Exhibit A - Nesquik Label Claim Chart, # 4 Exhibit 3 - B+W Infringement Contentions - Exhibit B - Coffee Mate Label Claim Chart, # 5 Exhibit 4 - AFS's DJ Complaint, # 6 Exhibit B - Declaration of Douglas Besman, # 7 Proposed Order)(LaValle, Amy) (Entered: 04/17/2025)

04/21/2025	64	WITHDRAWN PER ORDER 72 MOTION to Compel <i>Defendants' E-Discovery Depositions</i> by Brook + Whittle LTD. (Attachments: # 1 Declaration of Lindsey Shi, # 2 Proposed Order)(Brown, Brandon) Modified on 5/14/2025 (mdj). (Entered: 04/21/2025)
04/21/2025	65	Additional Attachments to Main Document: 64 MOTION to Compel <i>Defendants' E-Discovery Depositions. Exhibit 1.</i> (Brown, Brandon) (Entered: 04/21/2025)
04/29/2025		NOTICE of Hearing on Motion 64 MOTION to Compel <i>Defendants' E-Discovery Depositions</i> : Motion Hearing set for 5/28/2025 at 01:30 PM before Magistrate Judge Roy S. Payne. (wea) (Entered: 04/29/2025)
05/01/2025	66	RESPONSE in Opposition re 63 MOTION to Stay <i>Pending Resolution of Related Declaratory Judgment Action filed by Brook + Whittle LTD.</i> (Attachments: # 1 Declaration of Lindsey Shi ISO of Motion to Stay Opp, # 2 Exhibit 1, # 3 Exhibit 2, # 4 Exhibit 3, # 5 Exhibit 4, # 6 Exhibit 5, # 7 Exhibit 6, # 8 Exhibit 7, # 9 Exhibit 8, # 10 Exhibit 9, # 11 Exhibit 10, # 12 Exhibit 11, # 13 Exhibit 12)(Brown, Brandon) (Entered: 05/01/2025)
05/05/2025	67	JOINT STATUS REPORT re <i>Meet and Confer</i> by Brook + Whittle LTD. (Shi, Lindsey) (Entered: 05/05/2025)
05/05/2025	68	UNOPPOSED MOTION for Extension of Time to File Response/Reply to <i>Plaintiff's Motion to Compel 64</i> by All Defendants. (Attachments: # 1 Proposed Order Proposed Order re Unopposed Mtn for Ext to File Response to MTC)(LaValle, Amy) (Entered: 05/05/2025)
05/08/2025	69	REPLY to Response re 63 MOTION to Stay <i>Pending Resolution of Related Declaratory Judgment Action filed by Fuji Seal International, Inc., Nestle USA, Inc.</i> (LaValle, Amy) (Entered: 05/08/2025)
05/09/2025	70	ORDER granting 68 Motion for Extension of Time to File Response. Deadline to respond is 5/12/2025. Signed by Magistrate Judge Roy S. Payne on 05/08/2025. (mdj) (Entered: 05/09/2025)
05/12/2025	71	UNOPPOSED MOTION to Withdraw 64 MOTION to Compel <i>Defendants' E-Discovery Depositions</i> by Brook + Whittle LTD. (Attachments: # 1 Proposed Order)(Brown, Brandon) (Entered: 05/12/2025)
05/14/2025	72	ORDER- It is ORDERED that B+W's Motion to Compel is hereby WITHDRAWN and the hearing scheduled for May 28, 2025 is CANCELED (Motion, 71 terminated). Signed by Magistrate Judge Roy S. Payne on 05/13/2025. (mdj) (Entered: 05/14/2025)
05/15/2025	73	SUR-REPLY to Reply to Response re 63 MOTION to Stay <i>Pending Resolution of Related Declaratory Judgment Action filed by Brook + Whittle LTD.</i> (Brown, Brandon) (Entered: 05/15/2025)
05/16/2025	74	CONSENT MOTION to Take Deposition <i>in Japan</i> by Brook + Whittle LTD. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)(Brown, Brandon) (Entered: 05/16/2025)
05/19/2025	75	Additional Attachments to Main Document: 74 CONSENT MOTION to Take Deposition <i>in Japan. AO 30 Certified Copy.</i> (Brown, Brandon) (Entered: 05/19/2025)
05/20/2025	76	ORDER granting 74 Motion to Take Deposition. Signed by Magistrate Judge Roy S. Payne on 05/20/2025. (mdj) (Entered: 05/20/2025)
06/13/2025	77	NOTICE of Change of Address by Brandon H Brown. (E-filers are reminded that they must also use their PACER account to submit an address change to the NextGen ECF system.) (Brown, Brandon) (Entered: 06/13/2025)

06/18/2025	78	NOTICE of Attorney Appearance by Jeffrey Michael Jacobsen on behalf of Brook + Whittle LTD (Jacobsen, Jeffrey) (Entered: 06/18/2025)
08/07/2025	79	NOTICE of <i>Supplemental Authority</i> by Brook + Whittle LTD re 66 Response in Opposition to Motion, 73 Sur-Reply to Reply to Response to Motion (Attachments: # 1 Exhibit 1)(Brown, Brandon) (Entered: 08/07/2025)
08/12/2025	80	REPORT AND RECOMMENDATION. Signed by Magistrate Judge Roy S. Payne on 08/11/2025. (mdj) (Entered: 08/12/2025)
08/14/2025	81	NOTICE of Attorney Appearance by Derek M. Freitas on behalf of All Defendants (Freitas, Derek) (Entered: 08/14/2025)
08/26/2025	82	NOTICE of Attorney Appearance by Paul J Linden on behalf of All Defendants (Linden, Paul) (Entered: 08/26/2025)
08/26/2025	83	Joint Claim Construction and Prehearing Statement Pursuant to Patent L.R. 4-3 by Brook + Whittle LTD. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Brown, Brandon) (Entered: 08/26/2025)
08/26/2025	84	OBJECTION to 80 Report and Recommendations by Nestle USA, Inc.. (Bennett, John) (Entered: 08/26/2025)
09/03/2025	85	NOTICE of Attorney Appearance - Pro Hac Vice by Laura Kelley Uhlenhuth on behalf of Brook + Whittle LTD. Filing fee \$ 100, receipt number ATXEDC-11067581. (Uhlenhuth, Laura) (Entered: 09/03/2025)

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