

MOTION_REF

**U.S. District Court
Western District of Louisiana (Lafayette)
CIVIL DOCKET FOR CASE #: 6:25-cv-00417-RRS-DJA**

Al-Azem et al v. Safe Arc Technology L L C
Assigned to: Judge Robert R Summerhays
Referred to: Magistrate Judge David J Ayo
Cause: 35:271 Patent Infringement

Date Filed: 04/02/2025
Jury Demand: Defendant
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff

Samer Al-Azem

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Plaintiff

PetroHab L L C

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V.

Defendant

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Petitioner's Exhibit 1009

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V.

Counter Defendant

PetroHab L L C

represented by **Cliff A LaCour**

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LEAD ATTORNEY

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Robert J McAugan , Jr

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Petitioner's Exhibit 1009

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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/02/2025	<u>1</u>	COMPLAINT against Safe Arc Technology L L C (Filing fee \$405, receipt number ALAWDC-6233140) filed by Samer Al-Azem, PetroHab, LLC. (Attachments: # <u>1</u> Civil cover sheet)(Attorney Cliff A LaCour added to party Samer Al-Azem(pty:pla), Attorney Cliff A LaCour added to party PetroHab, LLC(pty:pla))(aty,LaCour, Cliff) (Entered: 04/02/2025)
04/02/2025		CASE Assigned to Judge Robert R Summerhays and Magistrate Judge David J Ayo. (crt,Whitener, M) (Entered: 04/03/2025)
04/03/2025	<u>2</u>	SUMMONS ISSUED as to Safe Arc Technology L L C. (crt,Whitener, M) (Entered: 04/03/2025)
04/03/2025	<u>3</u>	MOTION for Robert J. McAughan, Jr. to Appear Pro Hac Vice (Admission fee: \$105, receipt number ALAWDC-6234952) by Samer Al-Azem, PetroHab L L C. Motions referred to David J Ayo. Motion Ripe Deadline set for 4/3/2025. (Attachments: # <u>1</u> Certificate of good standing, # <u>2</u> Proposed order)(aty,LaCour, Cliff) (Entered: 04/03/2025)
04/03/2025	<u>4</u>	MOTION for Albert B. Deaver, Jr. to Appear Pro Hac Vice (Admission fee: \$105, receipt number ALAWDC-6234961) by Samer Al-Azem, PetroHab L L C. Motions referred to David J Ayo. Motion Ripe Deadline set for 4/3/2025. (Attachments: # <u>1</u> Certificate of good standing, # <u>2</u> Proposed order)(aty,LaCour, Cliff) (Entered: 04/03/2025)
04/03/2025	<u>5</u>	AO 120 Report on the Filing or Determination of an Action Regarding a Patent or Trademark. (Attachments: # <u>1</u> Complaint, # <u>2</u> Docket Sheet) (crt,Whitener, M) (Entered: 04/03/2025)
04/04/2025	<u>6</u>	ORDER granting <u>3</u> Motion to Appear Pro Hac Vice for appearance of Robert J McAughan, Jr for Samer Al-Azem,Robert J McAughan, Jr for PetroHab L L C. Signed by Magistrate Judge David J Ayo on 4/4/2025. (crt,Bunting, M) (Entered: 04/04/2025)
04/04/2025	<u>7</u>	ORDER granting <u>4</u> Motion to Appear Pro Hac Vice for appearance of Albert B Deaver, Jr for Samer Al-Azem,Albert B Deaver, Jr for PetroHab L L C. Signed by Magistrate Judge David J Ayo on 4/4/2025. (crt,Bunting, M) (Entered: 04/04/2025)
04/15/2025	<u>8</u>	CORPORATE DISCLOSURE STATEMENT by PetroHab L L C. (aty,LaCour, Cliff) (Entered: 04/15/2025)
04/25/2025	<u>9</u>	WAIVER OF SERVICE Returned Executed by Samer Al-Azem, PetroHab L L C. Safe Arc Technology L L C waiver sent on 4/18/2025, answer due 6/17/2025. (aty,LaCour, Cliff) (Entered: 04/25/2025)
06/17/2025	<u>10</u>	CORPORATE DISCLOSURE STATEMENT by Safe Arc Technology L L C (Attorney Ted M Anthony added to party Safe Arc Technology L L C(pty:dft)). (aty,Anthony, Ted) (Entered: 06/17/2025)
06/17/2025	<u>11</u>	MOTION to Dismiss for Lack of Jurisdiction , MOTION to Dismiss For Failure to State a Claim by Safe Arc Technology L L C. (Attachments: # <u>1</u> Memorandum / Brief in Support, # <u>2</u> Exhibit A - US9545775, # <u>3</u> Exhibit B)(aty,Anthony, Ted) (Entered: 06/17/2025)

06/17/2025	<u>12</u>	(VACATED) NOTICE of Motion Setting regarding: <u>11</u> MOTION to Dismiss for Lack of Jurisdiction MOTION to Dismiss For Failure to State a Claim. Motions referred to Judge Robert R Summerhays. (crt,Bunting, M) Modified to reflect vacated per 14 Electronic Order on 6/20/2025 (Chicola, C). (Entered: 06/17/2025)
06/18/2025	<u>13</u>	MINUTE ENTRY REFERRING MOTION: <u>11</u> MOTION to Dismiss for Lack of Jurisdiction MOTION to Dismiss For Failure to State a Claim filed by Safe Arc Technology L L C Motions referred to Magistrate Judge David J Ayo. Signed by Judge Robert R Summerhays on 6/18/2025. (crt,Craig, C) (Entered: 06/18/2025)
06/20/2025	<u>14</u>	ELECTRONIC ORDER: Given the referral of the <u>11</u> MOTION to Dismiss for Lack of Jurisdiction MOTION to Dismiss For Failure to State a Claim filed by Safe Arc Technology L L C to the undersigned, IT IS ORDERED that the <u>12</u> Notice of Motion Setting is VACATED. The Clerk shall issue a new notice of motion setting. Signed by Magistrate Judge David J Ayo on 6/20/2025. (crt,Chicola, C) (Entered: 06/20/2025)
06/20/2025	<u>15</u>	NOTICE of Motion Setting regarding: <u>11</u> MOTION to Dismiss for Lack of Jurisdiction MOTION to Dismiss For Failure to State a Claim. Motions referred to Magistrate Judge David J Ayo. (crt,Chicola, C) (Entered: 06/20/2025)
06/20/2025	<u>16</u>	FIRST AMENDED COMPLAINT against Safe Arc Technology L L C filed by Samer Al-Azem, PetroHab L L C. (Attachments: # <u>1</u> Exhibit A - US Patent No. 9,545,775, # <u>2</u> Exhibit B - Assignment of Rights)(aty,LaCour, Cliff) Modified docket text on 6/20/2025 (Bunting, M). (Entered: 06/20/2025)
06/20/2025	<u>17</u>	AO 120 Report on the Filing or Determination of an Action Regarding a Patent or Trademark. (Attachments: # <u>1</u> Amended Complaint, # <u>2</u> Docket Sheet) (crt,Bunting, M) (Entered: 06/20/2025)
07/02/2025	<u>18</u>	MOTION to Withdraw Document <u>11</u> MOTION to Dismiss for Lack of Jurisdiction MOTION to Dismiss For Failure to State a Claim by Safe Arc Technology L L C. Motions referred to David J Ayo. Motion Ripe Deadline set for 7/2/2025. (Attachments: # <u>1</u> Proposed order)(aty,Anthony, Ted) (Entered: 07/02/2025)
07/03/2025	<u>19</u>	MEMORANDUM RULING AND ORDER: IT IS ORDERED that <u>11</u> Motion to Dismiss for Lack of Jurisdiction and Motion to Dismiss for Failure to State a Claim is DENIED AS MOOT given the timely filing of Plaintiff's <u>16</u> First Amended Complaint. IT IS FURTHER ORDERED that the <u>18</u> Motion to Withdraw Document <u>11</u> MOTION to Dismiss for Lack of Jurisdiction MOTION to Dismiss For Failure to State a Claim is DENEID AS MOOT. Signed by Magistrate Judge David J Ayo on 7/3/2025. (crt,Chicola, C) (Entered: 07/07/2025)
07/07/2025	<u>20</u>	MOTION to Stay <i>Pending Inter Partes Review</i> by Safe Arc Technology L L C. Motions referred to David J Ayo. Motion Ripe Deadline set for 7/7/2025. (Attachments: # <u>1</u> Memorandum / Brief in Support, # <u>2</u> Proposed order, # <u>3</u> Exhibit A - Declaration Dr. Brookstein, # <u>4</u> Exhibit B - IPR, # <u>5</u> Exhibit C - Certificate of Conference)(aty,Anthony, Ted) (Entered: 07/07/2025)
07/07/2025	<u>21</u>	MOTION for Hearing re <u>20</u> MOTION to Stay <i>Pending Inter Partes Review</i> by Safe Arc Technology L L C. Motions referred to David J Ayo. Motion Ripe Deadline set for 7/7/2025. (Attachments: # <u>1</u> Proposed order)(aty,Anthony, Ted) (Entered: 07/07/2025)
07/07/2025		Motions Transferred regarding <u>21</u> MOTION for Hearing re <u>20</u> MOTION to Stay <i>Pending Inter Partes Review</i> , <u>20</u> MOTION to Stay <i>Pending Inter Partes Review</i> . Motions referred to Judge Robert R Summerhays. (crt,Whitener, M) (Entered: 07/07/2025)

		07/07/2025)
07/07/2025	<u>22</u>	ANSWER to <u>16</u> Amended Complaint, with Jury Demand , COUNTERCLAIM against PetroHab L L C by Safe Arc Technology L L C.(aty,Anthony, Ted) (Entered: 07/07/2025)
07/08/2025	<u>23</u>	ORDER re <u>20</u> MOTION to Stay <i>Pending Inter Partes Review</i> filed by Safe Arc Technology L L C. Oral Arugment set for 8/19/2025 10:00 AM in Lafayette, Courtroom 3 before Judge Robert R Summerhays. (Any objection to the Motion to Stay due by 8/1/2025, Replies due by 7/15/2025.). Signed by Judge Robert R Summerhays on 7/8/2025. (crt,Whitener, M) (Entered: 07/09/2025)
07/17/2025	<u>24</u>	Joint RULE 26(f) Report by Samer Al-Azem, PetroHab LLC, Safe Arc Technology LLC . (Attachments: # <u>1</u> Exhibit A-1, # <u>2</u> Exhibit A-2)(aty,LaCour, Cliff) Modified to add filer names on 7/18/2025 (Chavis, J). (Entered: 07/17/2025)
07/21/2025	<u>25</u>	MOTION for Wayne M. Helge to Appear Pro Hac Vice (Admission fee: \$105, receipt number ALAWDC-6335059) by Safe Arc Technology L L C. Motions referred to David J Ayo. Motion Ripe Deadline set for 7/21/2025. (Attachments: # <u>1</u> Proposed order, # <u>2</u> Affidavit Wayne M. Helge, # <u>3</u> Certificate of good standing Helge)(aty,Anthony, Ted) See <u>26</u> Corrective Document for COGS. (Entered: 07/21/2025)
07/21/2025	<u>26</u>	CORRECTIVE DOCUMENT entitled Certificate of Good Standing - Helge filed by Safe Arc Technology L L C regarding <u>25</u> MOTION for Wayne M. Helge to Appear Pro Hac Vice (Admission fee: \$105, receipt number ALAWDC-6335059) . (aty,Anthony, Ted) (Entered: 07/21/2025)
07/22/2025	<u>27</u>	ORDER granting <u>25</u> Motion to Appear Pro Hac Vice for appearance of Wayne M Helge for Safe Arc Technology L L C, Wayne M Helge for Safe Arc Technology L L C. Signed by Magistrate Judge David J Ayo on 7/22/2025. (crt,Bunting, M) (Entered: 07/22/2025)
07/24/2025	<u>28</u>	MOTION for James T. Wilson to Appear Pro Hac Vice (Admission fee: \$105, receipt number ALAWDC-6339726) by Safe Arc Technology L L C. Motions referred to David J Ayo. Motion Ripe Deadline set for 7/24/2025. (Attachments: # <u>1</u> Proposed order, # <u>2</u> Affidavit James T. Wilson, # <u>3</u> Certificate of good standing James T. Wilson) (aty,Anthony, Ted) (Entered: 07/24/2025)
07/25/2025	<u>29</u>	ORDER granting <u>28</u> Motion to Appear Pro Hac Vice for appearance of James T Wilson for Safe Arc Technology L L C,James T Wilson for Safe Arc Technology L L C. Signed by Magistrate Judge David J Ayo on 7/25/2025. (crt,Bunting, M) (Entered: 07/25/2025)
08/01/2025	<u>30</u>	RESPONSE to Motion re <u>20</u> MOTION to Stay <i>Pending Inter Partes Review</i> filed by Samer Al-Azem, PetroHab L L C. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H) (aty,LaCour, Cliff) (Entered: 08/01/2025)
08/15/2025	<u>31</u>	REPLY to Response to Motion re <u>20</u> MOTION to Stay <i>Pending Inter Partes Review</i> filed by Safe Arc Technology L L C. (Attachments: # <u>1</u> Exhibit D, # <u>2</u> Exhibit E) (aty,Anthony, Ted) (Entered: 08/15/2025)

08/19/2025	<u>32</u>	MINUTES for proceedings held before Judge Robert R Summerhays: MISCELLANEOUS HEARING held on 8/19/2025. This case came up for Oral Argument on Motion to Stay Pending Inter Partes Review[20], filed by Safe Arc Technology L L C. The motion was argued and IT IS ORDERED that said motion is hereby DENIED. This case is REFERRED to the Magistrate Judge for a Status Conference (Court Reporter: LaRae E Bourque) (crt,Craig, C) (Entered: 08/19/2025)
08/21/2025	<u>33</u>	ANSWER to <u>22</u> Counterclaim by PetroHab L L C.(aty,LaCour, Cliff) Modified on 8/21/2025 to modify docket text. (Crick, S). (Entered: 08/21/2025)
09/03/2025	<u>34</u>	MINUTE ENTRY: The Court previously referred this matter to Magistrate Judge Ayo to conduct a status conference. However, due to the unique nature of the case, that reference is withdrawn and the Court will conduct a status conference. Prior to the scheduling of the status conference, the Court requests input from the parties on whether or not the Court should implement the patent rules adopted by the Eastern District of Texas to apply in the present case since this district does not have patent-specific rules. The Court also seeks recommendations from the parties on an individual who could serve as a technical advisor to the Court. Within 21 days, the parties are directed to consult and file a Joint Status Report addressing the following issues: (1) the parties' positions on adopting the patent rules from the Eastern District of Texas, in whole or in part; and (2) submission of three proposed neutral technical advisors to the Court. Following receipt of the Joint Status Report, the Court will set a status conference with the parties. Signed by Judge Robert R Summerhays on 9/3/2025. (crt,Craig, C) (Entered: 09/03/2025)
09/24/2025	<u>35</u>	<i>Joint STATUS REPORT and Attachments</i> by Safe Arc Technology L L C, Samer Al-Azem, and PetroHab L L C. (Attachments: # <u>1</u> Proposed Schedule, # <u>2</u> Du CV, # <u>3</u> Keyzer CV, # <u>4</u> Woloson CV, # <u>5</u> Joint Protective Order)(aty,Anthony, Ted) Modified filers on 9/25/2025 (Bunting, M). (Entered: 09/24/2025)
09/24/2025	<u>36</u>	<i>Joint STATUS REPORT</i> by Samer Al-Azem, PetroHab L L C, Safe Arc Technology L L C. (Attachments: # <u>1</u> Joint Protective Order, # <u>2</u> Schedule, # <u>3</u> Scott Woloson CV, # <u>4</u> David Keyzer CV, # <u>5</u> Jane Du CV)(aty,LaCour, Cliff) (Entered: 09/24/2025)
09/29/2025	<u>37</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings for Motion Hearing held on 8/19/2025 before Judge Robert Summerhays. Court Reporter/Transcriber LaRae E Bourque, Telephone number (337) 593-5221. Total pages: 25. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER or the Court Reporter. Redaction Request due 10/23/2025. Redacted Transcript Deadline set for 11/3/2025. Release of Transcript Restriction set for 1/2/2026. (crt,Bourque, L) (Entered: 09/29/2025)
10/10/2025	<u>38</u>	ORDER APPOINTING Scott Woloson as technical advisor to the Court in this case. Signed by Judge Robert R Summerhays on 10/10/2025. (crt,Craig, C) (Entered: 10/10/2025)

10/10/2025	<u>39</u>	ORDER: Now that the parties have submitted their Joint Status Report and the Court has appointed a technical advisor, the Court will hold a status conference to discuss all other issues related the case which were raised by the parties in the Joint Status Report. District Judge Status Conference set for 11/6/2025 01:30 PM by video conference before Judge Robert R Summerhays. Zoom instructions will be sent to counsel in an email. Signed by Judge Robert R Summerhays on 10/10/2025. (crt,Craig, C) (Entered: 10/10/2025)
10/10/2025	<u>40</u>	AFFIDAVIT OF ENGAGEMENT re <u>38</u> Order by Scott Woloson. (crt,Bunting, M) (Entered: 10/10/2025)

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