

**U.S. District Court
Eastern District of TEXAS [LIVE] (Marshall)
CIVIL DOCKET FOR CASE #: 2:25-cv-00664-JRG-RSP**

Sandpiper CDN, LLC v. Microsoft Corporation
Assigned to: District Judge Rodney Gilstrap
Referred to: Magistrate Judge Roy S. Payne
Cause: 35:271 Patent Infringement

Date Filed: 06/26/2025
Jury Demand: Plaintiff
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff

Sandpiper CDN, LLC

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V.

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Date Filed	#	Docket Text
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06/26/2025	<u>1</u>	COMPLAINT <i>for Patent Infringement</i> against Microsoft Corporation (Filing fee \$ 405 receipt number ATXEDC-10924144.), filed by Sandpiper CDN, LLC. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Additional Attachment(s) Rule 7.1 Disclosure, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F)(Dykal, Ryan) (Entered: 06/26/2025)
06/26/2025		Case assigned to District Judge Rodney Gilstrap and Magistrate Judge Roy S. Payne. (NKL) (Entered: 06/26/2025)
06/26/2025		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 <u>Consent to Proceed Before Magistrate Judge</u> 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> . (NKL) (Entered: 06/26/2025)
06/26/2025	<u>2</u>	Notice of Filing of Patent/Trademark Form (AO 120). AO 120 emailed to the Director of the U.S. Patent and Trademark Office. (Dykal, Ryan) (Entered: 06/26/2025)
06/30/2025	<u>3</u>	SUMMONS Issued as to Microsoft Corporation. (NKL) (Entered: 06/30/2025)
07/02/2025	<u>4</u>	NOTICE of Attorney Appearance - Pro Hac Vice by Mark D. Schafer on behalf of Sandpiper CDN, LLC. Filing fee \$ 100, receipt number ATXEDC-10937586. (Schafer, Mark) (Entered: 07/02/2025)
07/02/2025	<u>5</u>	NOTICE of Attorney Appearance - Pro Hac Vice by Philip Eckert on behalf of Sandpiper CDN, LLC. Filing fee \$ 100, receipt number ATXEDC-10937746. (Eckert, Philip) (Entered: 07/02/2025)
07/07/2025	<u>6</u>	SUMMONS Returned Executed by Sandpiper CDN, LLC. Microsoft Corporation served on 7/1/2025. (Dykal, Ryan) (Entered: 07/07/2025)
07/07/2025	<u>7</u>	NOTICE of Attorney Appearance - Pro Hac Vice by Carolyn E Drell on behalf of Sandpiper CDN, LLC. Filing fee \$ 100, receipt number ATXEDC-10942449. (Drell, Carolyn) (Entered: 07/07/2025)
07/16/2025	<u>8</u>	Unopposed Application for Extension of Time to Answer Complaint filed by Sandpiper CDN, LLC. Summons originally served on July 1, 2025. Agreed new answer date is September 5, 2025.(Dykal, Ryan) (Entered: 07/16/2025)
07/16/2025	<u>9</u>	Unopposed Application for Extension of Time to Answer Complaint is granted. Microsoft Corporation answer is now due 9/5/2025. (Text entry only, no document attached.)(NKL) (Entered: 07/16/2025)
08/15/2025	<u>10</u>	ORDER - Scheduling/Case Management Conference set for 9/30/2025 at 09:30 AM before District Judge Rodney Gilstrap. Signed by Magistrate Judge Roy S. Payne on 8/14/2025. (NKL) (Entered: 08/15/2025)
09/05/2025	<u>11</u>	NOTICE of Attorney Appearance by Benjamin Charles Elacqua on behalf of Microsoft Corporation (Elacqua, Benjamin) (Entered: 09/05/2025)
09/05/2025	<u>12</u>	NOTICE of Attorney Appearance by Joseph Richard Dorris on behalf of Microsoft Corporation (Dorris, Joseph) (Entered: 09/05/2025)
09/05/2025	<u>13</u>	NOTICE of Attorney Appearance by Bailey Kathleen Benedict on behalf of Microsoft Corporation (Benedict, Bailey) (Entered: 09/05/2025)

09/05/2025	<u>14</u>	NOTICE of Attorney Appearance by Riley James Green on behalf of Microsoft Corporation (Green, Riley) (Entered: 09/05/2025)
09/05/2025	<u>15</u>	NOTICE of Attorney Appearance by Cheryl Wang on behalf of Microsoft Corporation (Wang, Cheryl) (Entered: 09/05/2025)
09/05/2025	<u>16</u>	MOTION to Dismiss <i>Claims of Pre-Suit Willful Infringement</i> by Microsoft Corporation. (Attachments: # <u>1</u> Proposed Order)(Elacqua, Benjamin) (Entered: 09/05/2025)
09/05/2025	<u>17</u>	Fed. R. Civ. P. 7.1(a)(1) Disclosure Statement filed by Microsoft Corporation (Elacqua, Benjamin) (Entered: 09/05/2025)
09/16/2025	<u>18</u>	NOTICE of Attorney Appearance by Deron R Dacus on behalf of Microsoft Corporation (Dacus, Deron) (Entered: 09/16/2025)
09/17/2025	<u>19</u>	NOTICE of Attorney Appearance by Claire Chang on behalf of Microsoft Corporation (Chang, Claire) (Entered: 09/17/2025)
09/18/2025	<u>20</u>	UNOPPOSED MOTION for Extension of Time to File Response/Reply as to <u>16</u> MOTION to Dismiss <i>Claims of Pre-Suit Willful Infringement</i> by Sandpiper CDN, LLC. (Attachments: # <u>1</u> Proposed Order)(Dykal, Ryan) (Entered: 09/18/2025)
09/19/2025	<u>21</u>	ORDER granting <u>20</u> Motion for Extension of Time to File Response/Reply re <u>16</u> MOTION to Dismiss <i>Claims of Pre-Suit Willful Infringement</i> Responses due by 9/26/2025. Signed by Magistrate Judge Roy S. Payne on 9/19/2025. (NKL) (Entered: 09/19/2025)
09/26/2025	<u>22</u>	FIRST AMENDED COMPLAINT <i>for Patent Infringement</i> against Microsoft Corporation, filed by Sandpiper CDN, LLC. (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)(Dykal, Ryan) (Entered: 09/26/2025)
09/29/2025	<u>23</u>	NOTICE of Attorney Appearance by Shelby Elizabeth Farrand on behalf of Microsoft Corporation (Farrand, Shelby) (Entered: 09/29/2025)
09/30/2025	<u>24</u>	NOTICE of Attorney Appearance by Andrea Leigh Fair on behalf of Sandpiper CDN, LLC (Fair, Andrea) (Entered: 09/30/2025)
09/30/2025	<u>25</u>	NOTICE of Attorney Appearance by Garrett C. Parish on behalf of Sandpiper CDN, LLC (Parish, Garrett) (Entered: 09/30/2025)
09/30/2025	26	Minute Entry for proceedings held before District Judge Rodney Gilstrap: Scheduling Conference/Case Management Conference held on 9/30/2025 from 09:32 AM - 10:28 AM. Counsel for the parties appeared. Court: (1) asked whether the parties consented to trial before the U.S. Magistrate Judge; and (2) provided Claim Construction and Jury Selection/Trial dates. No exhibits. (Court Reporter - Shawn McRoberts) (Text entry only; no document attached) (aeb) (Entered: 10/01/2025)
10/08/2025	<u>27</u>	DOCKET CONTROL ORDER - Pretrial Conference set for 3/1/2027 at 09:00 AM before Magistrate Judge Roy S. Payne. Jury Selection set for 4/5/2027 at 09:00AM before District Judge Rodney Gilstrap. Markman/Claim Construction Hearing set for 10/5/2026 at 09:00 AM before Magistrate Judge Roy S. Payne.. Signed by Magistrate Judge Roy S. Payne on 10/8/2025. (NKL) (Entered: 10/08/2025)
10/10/2025	<u>28</u>	MOTION to Dismiss <i>Willful Infringement Claims in Plaintiff's First Amended Complaint</i> by Microsoft Corporation. (Attachments: # <u>1</u> Proposed Order)(Elacqua, Benjamin) (Entered: 10/10/2025)
10/14/2025	<u>29</u>	JOINT MOTION to Amend/Correct <i>Docket Control Order</i> by Sandpiper CDN, LLC. (Attachments: # <u>1</u> Proposed Order)(Dykal, Ryan) (Entered: 10/14/2025)

10/14/2025	<u>30</u>	JOINT MOTION for Discovery <i>Order Entry</i> by Sandpiper CDN, LLC. (Attachments: # <u>1</u> Proposed Order)(Dykal, Ryan) (Entered: 10/14/2025)
10/15/2025	<u>31</u>	UNOPPOSED MOTION for Extension of Time to File Response/Reply as to <u>28</u> MOTION to Dismiss <i>Willful Infringement Claims in Plaintiff's First Amended Complaint</i> by Sandpiper CDN, LLC. (Attachments: # <u>1</u> Proposed Order)(Dykal, Ryan) (Entered: 10/15/2025)
10/17/2025	<u>32</u>	FIRST AMENDED DOCKET CONTROL ORDER. Signed by Magistrate Judge Roy S. Payne on 10/16/2025. (KLC) (Entered: 10/17/2025)
10/17/2025	<u>33</u>	ORDER granting <u>31</u> Motion for Extension of Time to File Response/Reply re <u>16</u> MOTION to Dismiss <i>Claims of Pre-Suit Willful Infringement</i> Responses due by 10/30/2025. Signed by Magistrate Judge Roy S. Payne on 10/16/2025. (KLC) (Entered: 10/17/2025)
10/17/2025	<u>34</u>	DISCOVERY ORDER. Signed by Magistrate Judge Roy S. Payne on 10/16/2025. (mdj) (Entered: 10/17/2025)
10/21/2025	<u>35</u>	NOTICE of Initial and Additional Disclosures by Sandpiper CDN, LLC (Dykal, Ryan) (Entered: 10/21/2025)
10/21/2025	<u>36</u>	JOINT MOTION for Extension of Time to File <i>Protective Order</i> by Microsoft Corporation. (Attachments: # <u>1</u> Proposed Order)(Wang, Cheryl) (Entered: 10/21/2025)
10/21/2025	<u>37</u>	NOTICE OF COMPLIANCE by Microsoft Corporation <i>Regarding Initial and Additional Disclosures</i> (Elacqua, Benjamin) (Entered: 10/21/2025)
10/24/2025	<u>38</u>	ORDER granting <u>36</u> Motion for Extension of Time to File Protective Order. Signed by Magistrate Judge Roy S. Payne on 10/23/2025. (NKL) (Entered: 10/24/2025)
10/28/2025	<u>39</u>	JOINT MOTION for Protective Order <i>Entry</i> by Sandpiper CDN, LLC. (Attachments: # <u>1</u> Proposed Protective Order)(Dykal, Ryan) (Entered: 10/28/2025)
10/30/2025	<u>40</u>	PROTECTIVE ORDER (Motion(s) <u>39</u> terminated). Signed by Magistrate Judge Roy S. Payne on 10/29/2025. (NKL) (Entered: 10/30/2025)
10/30/2025	<u>41</u>	SECOND AMENDED COMPLAINT against Microsoft Corporation, filed by Sandpiper CDN, LLC. (Attachments: # <u>1</u> Exhibit A - Patent 8478903, # <u>2</u> Exhibit B - Patent 8924466, # <u>3</u> Exhibit C - Patent 9456053, # <u>4</u> Exhibit D - Patent 922883, # <u>5</u> Exhibit E - Patent 9762692, # <u>6</u> Exhibit F - Patent 10701173)(Dykal, Ryan) (Entered: 10/30/2025)
11/04/2025	<u>42</u>	NOTICE of Attorney Appearance - Pro Hac Vice by Connor Coupe on behalf of Sandpiper CDN, LLC. Filing fee \$ 100, receipt number ATXEDC-11182414. (Coupe, Connor) (Entered: 11/04/2025)
11/13/2025	<u>43</u>	MOTION to Dismiss <i>Willful Infringement Claims in Plaintiff's Second Amended Complaint</i> by Microsoft Corporation. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Proposed Order)(Elacqua, Benjamin) (Entered: 11/13/2025)
11/25/2025	<u>44</u>	UNOPPOSED MOTION for Extension of Time to File Response/Reply by Sandpiper CDN, LLC. (Attachments: # <u>1</u> Proposed Order)(Eckert, Philip) (Entered: 11/25/2025)
11/25/2025	<u>45</u>	UNOPPOSED MOTION for Extension of Time to Complete Discovery - <i>P.R. 3-3 and P.R. 3-4</i> by Microsoft Corporation. (Chang, Claire) (Additional attachment(s) added on 11/25/2025: # <u>1</u> Proposed Order) (NKL). (Entered: 11/25/2025)
11/26/2025	<u>46</u>	JOINT MOTION for Discovery by Sandpiper CDN, LLC. (Attachments: # <u>1</u> Proposed Order Of E-Discovery)(Dykal, Ryan) (Entered: 11/26/2025)

12/01/2025	47	ORDER granting 44 Motion to Extend Deadline to Respond to Microsoft Corporations Motion to Dismiss the Second Amended Complaint.. Signed by Magistrate Judge Roy S. Payne on 11/30/2025. (NKL) (Entered: 12/01/2025)
12/01/2025	48	ORDER granting 45 Motion to Extend Deadline to Comply with P.R. 3.3 & 3.4 (Invalidity Contentions). Signed by Magistrate Judge Roy S. Payne on 11/30/2025. (NKL) (Entered: 12/01/2025)
12/01/2025	49	E-DISCOVERY ORDER re 46 Motion for Discovery. Signed by Magistrate Judge Roy S. Payne on 11/30/2025. (NKL) (Entered: 12/01/2025)
12/04/2025	50	RESPONSE in Opposition re 43 MOTION to Dismiss <i>Willful Infringement Claims in Plaintiff's Second Amended Complaint filed by Sandpiper CDN, LLC</i> . (Attachments: # 1 Affidavit/Declaration of Philip A. Eckert, # 2 Exhibit 1, # 3 Exhibit 2, # 4 Exhibit 3, # 5 Exhibit 4, # 6 Exhibit 5)(Eckert, Philip) (Entered: 12/04/2025)
12/05/2025	51	FILED IN ERROR Additional Attachments to Main Document: 50 Response in Opposition to Motion,. . (Eckert, Philip) Modified on 12/8/2025 (NKL). (Entered: 12/05/2025)
12/08/2025	52	CORRECTED Additional Attachments to Main Document: 50 Response in Opposition to Motion,. . (Attachments: # 1 Exhibit 2 - Corrected)(Eckert, Philip) (Entered: 12/08/2025)
12/11/2025	53	RESPONSE in Support re 43 MOTION to Dismiss <i>Willful Infringement Claims in Plaintiff's Second Amended Complaint filed by Microsoft Corporation</i> . (Attachments: # 1 Exhibit C)(Benedict, Bailey) (Entered: 12/11/2025)
12/18/2025	54	UNOPPOSED MOTION for Extension of Time to File Response/Reply by Sandpiper CDN, LLC. (Attachments: # 1 Proposed Order)(Eckert, Philip) (Entered: 12/18/2025)
12/23/2025	55	FIRST SUR-REPLY to Reply to Response re 43 MOTION to Dismiss <i>Willful Infringement Claims in Plaintiff's Second Amended Complaint filed by Sandpiper CDN, LLC</i> . (Eckert, Philip) (Entered: 12/23/2025)

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