

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

NOBOTS LLC,

Plaintiff,

v.

GOOGLE LLC,

Defendant.

Case No. 1:22-cv-585-ADA

JURY TRIAL DEMANDED

**PLAINTIFF'S UNOPPOSED MOTION
FOR LEAVE TO FILE A FIRST AMENDED COMPLAINT**

Nobots LLC - Ex. 2008
IPR2026-00429
Google LLC v. Nobots

Pursuant to the April 18, 2022 Scheduling Order in this matter (Dkt. 38) and the Court's Standing Order Governing Proceedings – Patent Cases (March 5, 2025), Nobots respectfully files this unopposed motion to request the Court's leave to file the attached first amended complaint, which (1) dismisses all allegations that Google infringes U.S. Patent No. 10,423,885 (the "'885 Patent") and (2) adds allegations that Google infringes U.S. Patent No. 11,810,014 (the "'014 Patent"), which issued during Google's requested stay.

Nobots informed Google of its intent to seek leave to amend on February 18, 2026—one day after the Court unstayed this matter. The same day, Nobots also provided Google with preliminary infringement contentions for the '014 Patent. The '014 Patent is a continuation of the currently asserted U.S. Patent No. 9,595,008 (the "'008 Patent") and previously asserted '885 Patent and shares a common specification with both. Google confirmed yesterday (March 3) that it does not oppose Nobots's request as set forth in the L.R. CV-7(g) certification attached to this motion.

Under the lenient standards of Rule 15(a)(2), the Court should grant Nobots leave to amend.

I. RELEVANT FACTS

Nobots filed its original complaint on December 13, 2021. The case subsequently was re-assigned to Judge Pitman, who stayed it at Google's request in July 2022. After the case was re-assigned to this Court, the stay was lifted on February 17, 2026. The very next day, Nobots informed Google of its intent to seek leave to amend its complaint to dismiss its allegations regarding the '885 Patent (which was invalidated by the PTAB) and add allegations that Google infringes the '014 Patent (which issued during Google's requested stay). Nobots also provided Google with its first amended infringement contentions, including amended preliminary

contentions for the '008 Patent and new contentions for the '014 Patent.

Notably, the '014 Patent is a continuation of both the currently asserted '008 Patent and previously asserted '885 Patent and shares a common specification with both.

II. LEGAL STANDARD

“The court should freely give leave when justice so requires.” Fed. R. Civ. P. 15(a)(2). Relevant factors when considering the requirements of justice include “undue delay, bad faith or dilatory motive on the part of the movant, repeated failures to cure deficiencies, undue prejudice on the opposing party, and futility of the amendment.” *Eisenberg v. Aurora Loan Services, LLC*, No. SA-11-CA-244-H, 2011 WL 13238507, at *1 (W.D. Tex. Oct. 25, 2011).

III. ARGUMENT

Here, each of the four factors weighs in favor of granting Nobots’s unopposed request.

First, there has been no undue delay. The '014 Patent issued in November 2023 during the stay of this case, and Nobots informed Google that it intended to seek leave to add the '014 Patent to this matter (and also served preliminary infringement contentions for it) **one day** after the Court lifted the stay in this case. Further, the parties subsequently conferred on March 2, and Nobots filed this motion in accordance with each party’s proposed schedule **one day** after Google confirmed its non-opposition yesterday. As such, Nobots acted expeditiously and in good faith without undue delay or dilatory motive.

Second, there have been no repeated failures to cure any deficiency. To the contrary, this is Nobots’s first request to amend its complaint.

Third, as demonstrated by the unopposed nature of the motion, permitting Nobots to amend will not unduly prejudice Google. In contrast, Nobots would suffer undue prejudice if denied leave to amend because Nobots would be prevented from asserting the '014 Patent in this litigation.

Fourth, amendment is not futile. To the contrary, amendment will permit Nobots to withdraw the '885 Patent (which was invalidated by the PTAB) and replace it with the '014 Patent, which issued during Google's requested stay of this matter.

IV. CONCLUSION

For the foregoing reasons, the Court should grant leave for Nobots to file its proposed first amended complaint, which Nobots has attached as Exhibit A.

Dated: March 4, 2026

Respectfully submitted,

By: /s/ Andres Healy
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L.R. CV-7(G) CERTIFICATE OF CONFERENCE

I hereby certify that the parties met and conferred via Zoom on March 2, 2026, and counsel for Google subsequently authorized Nobots via email to state that Google does not oppose Nobots's motion to amend the complaint, provided that the schedule appropriately accounts for the expanded scope of the litigation.

/s/ Andres Healy
Andres Healy

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system on March 4, 2026, and the foregoing was served via e-mail therefrom to all counsel of record.

/s/ Andres Healy
Andres Healy