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PATENT

**U.S. District Court [LIVE]
Western District of Texas (Austin)
CIVIL DOCKET FOR CASE #: 1:24-cv-00259-ADA**

Vervain, LLC v. Phison Electronics Corporation

Assigned to: Judge Alan D Albright

Related Cases: [6:21-cv-00487-ADA](#)

[6:21-cv-00488-ADA](#)

[1:24-cv-00254-ADA](#)

Cause: 35:271 Patent Infringement

Date Filed: 03/08/2024

Jury Demand: Plaintiff

Nature of Suit: 830 Patent

Jurisdiction: Federal Question

Plaintiff

Vervain, LLC

represented by **Christopher Paul McNett**

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V.

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Date Filed	#	Docket Text
03/08/2024	1	COMPLAINT (Filing fee \$ 405 receipt number ATXWDC-18507775). No Summons requested at this time, filed by Vervain, LLC. (Attachments: # 1 Civil Cover Sheet) (Whitehurst, Alan) (Additional attachment(s) added on 3/8/2024: # 2 Exhibit A, # 3 Exhibit B, # 4 Exhibit C, # 5 Exhibit D, # 6 Exhibit E, # 7 Exhibit F, # 8 Exhibit G, # 9 Exhibit H, # 10 Exhibit I, # 11 Exhibit J, # 12 Exhibit K, # 13 Exhibit L, # 14 Exhibit M, # 15 Exhibit N, # 16 Exhibit O, # 17 Exhibit P, # 18 Exhibit Q, # 19 Exhibit R) (cr5). (Additional attachment(s) added on 3/11/2024: # 20 Exhibit S, # 21 Exhibit T, # 22 Exhibit U, # 23 Exhibit V, # 24 Exhibit W, # 25 Exhibit X, # 26 Exhibit Y, # 27 Exhibit Z, # 28 Exhibit AA, # 29 Exhibit BB, # 30 Exhibit CC, # 31 Exhibit DD, # 32 Exhibit EE, # 33 Exhibit FF, # 34 Exhibit GG, # 35 Exhibit HH, # 36 Exhibit II, # 37 Exhibit JJ) (cr5). (Entered: 03/08/2024)
03/08/2024	2	REQUEST FOR ISSUANCE OF SUMMONS by Vervain, LLC. (Whitehurst, Alan) (Entered: 03/08/2024)
03/08/2024	3	Notice of Filing of Patent/Trademark Form (AO 120). AO 120 forwarded to the Director of the U.S. Patent and Trademark Office. (Whitehurst, Alan) (Entered: 03/08/2024)
03/08/2024	4	RULE 7 DISCLOSURE STATEMENT filed by Vervain, LLC. (Whitehurst, Alan) (Entered: 03/08/2024)
03/08/2024		Case assigned to Judge Alan D Albright. CM WILL NOW REFLECT THE JUDGE INITIALS AS PART OF THE CASE NUMBER. PLEASE APPEND THESE JUDGE INITIALS TO THE CASE NUMBER ON EACH DOCUMENT THAT YOU FILE IN THIS CASE. (dm) (Entered: 03/12/2024)
03/08/2024		If ordered by the court, all referrals and consents in this case will be assigned to Magistrate Judge Lane. (dm) (Entered: 03/12/2024)

03/12/2024	5	Summons Issued as to Phison Electronics Corporation. (dm) (Entered: 03/12/2024)
03/18/2024	6	Acknowledgment of Service returned by Vervain, LLC. Phison Electronics Corporation served on 3/15/2024, answer due 4/15/2024. (Attachments: # 1 Exhibit A)(Whitehurst, Alan) (Entered: 03/18/2024)
04/08/2024	7	Unopposed MOTION for Extension of Time to File Answer re 1 Complaint,,, by Vervain, LLC. (Attachments: # 1 Proposed Order)(Whitehurst, Alan) (Entered: 04/08/2024)
04/10/2024		Text Order GRANTING 7 Motion for Extension of Time to Answer entered by Judge Alan D Albright. The Court, having reviewed and considered the Unopposed Stipulation to Extend Time to Answer the Complaint, does hereby ORDER that Defendant Phison Electronics Corporation shall answer, move, or otherwise respond to the Complaint by May 30, 2024. (This is a text-only entry generated by the court. There is no document associated with this entry.) (walc) (Entered: 04/10/2024)
04/10/2024		Reset Deadlines: Phison Electronics Corporation answer due 5/30/2024. (pg) (Entered: 04/12/2024)
04/29/2024	8	NOTICE of Attorney Appearance by Douglas E. Chin on behalf of Phison Electronics Corporation. Attorney Douglas E. Chin added to party Phison Electronics Corporation(pty:dft) (Chin, Douglas) (Entered: 04/29/2024)
05/13/2024	9	AMENDED COMPLAINT against Phison Electronics Corporation amending, filed by Vervain, LLC. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit O, # 14 Exhibit P, # 15 Exhibit Q, # 16 Exhibit R, # 17 Exhibit S, # 18 Exhibit T, # 19 Exhibit U, # 20 Exhibit V, # 21 Exhibit W, # 22 Exhibit X, # 23 Exhibit Y, # 24 Exhibit Z, # 25 Exhibit AA, # 26 Exhibit BB, # 27 Exhibit CC, # 28 Exhibit DD, # 29 Exhibit EE, # 30 Exhibit FF, # 31 Exhibit GG, # 32 Exhibit HH, # 33 Exhibit II, # 34 Exhibit JJ, # 35 Exhibit KK, # 36 Exhibit LL)(Whitehurst, Alan) (Entered: 05/13/2024)
05/20/2024	10	Unopposed MOTION for Extension of Time to File Response/Reply as to 9 Amended Complaint,,, by Phison Electronics Corporation. (Attachments: # 1 Proposed Order)(Chin, Douglas) (Entered: 05/20/2024)
05/30/2024	11	NOTICE OF UNOPPOSED EXTENSION OF TIME TO RESPOND TO PLAINTIFFS AMENDED COMPLAINT by Phison Electronics Corporation re 9 Amended Complaint,,, (Chin, Douglas) (Entered: 05/30/2024)
06/07/2024	12	Motion to Dismiss for Failure to State a Claim by Phison Electronics Corporation. (Chin, Douglas) (Entered: 06/07/2024)
06/14/2024	13	NOTICE <i>Joint Notice Regarding Extending Deadlines</i> by Vervain, LLC (Whitehurst, Alan) (Entered: 06/14/2024)
06/14/2024	14	STATUS REPORT <i>Case Readiness Status Report</i> by Vervain, LLC. (Whitehurst, Alan) (Entered: 06/14/2024)
07/12/2024	15	Proposed Scheduling Order <i>Joint Motion for Entry of Scheduling Order</i> by Vervain, LLC. (Whitehurst, Alan) (Entered: 07/12/2024)
07/15/2024	16	AGREED SCHEDULING ORDER: Final Pretrial Conference set for 11/18/2025 09:00 AM before Judge Alan D Albright, Jury Selection/Trial set for 12/15/2025 09:30AM before Judge Alan D Albright, Markman Hearing set for 12/5/2024 before Judge Alan D Albright, Amended Pleadings due by 3/28/2025, Joinder of Parties due by 1/17/2025, Dispositive and Daubert Motions due by 9/12/2025. Signed by Judge Alan D Albright. (pg) (Entered: 07/16/2024)

07/17/2024	17	MOTION to Appear Pro Hac Vice by Douglas E. Chin (<i>Edward Runyan</i>) (Filing fee \$ 100 receipt number ATXWDC-18990712) by on behalf of Phison Electronics Corporation. (Attachments: # 1 Proposed Order)(Chin, Douglas) (Entered: 07/17/2024)
07/17/2024	18	MOTION to Appear Pro Hac Vice by Douglas E. Chin (<i>Stephen Y. Chow</i>) (Filing fee \$ 100 receipt number ATXWDC-18990768) by on behalf of Phison Electronics Corporation. (Attachments: # 1 Proposed Order)(Chin, Douglas) (Entered: 07/17/2024)
07/17/2024	19	MOTION to Appear Pro Hac Vice by Douglas E. Chin (<i>Peter Yi</i>) (Filing fee \$ 100 receipt number ATXWDC-18993080) by on behalf of Phison Electronics Corporation. (Attachments: # 1 Proposed Order)(Chin, Douglas) (Entered: 07/17/2024)
07/17/2024	20	MOTION to Appear Pro Hac Vice by Douglas E. Chin (<i>Hsuan-yeh Chang</i>) (Filing fee \$ 100 receipt number ATXWDC-18995137) by on behalf of Phison Electronics Corporation. (Attachments: # 1 Proposed Order)(Chin, Douglas) (Entered: 07/17/2024)
07/19/2024		Notice of Correction: re Motions No Longer Referred. Please disregard entry. This was entered in error. (pg) (Entered: 07/19/2024)
07/19/2024	21	ORDER GRANTING 18 Motion to Appear Pro Hac Vice for Attorney Stephen Y. Chow for Phison Electronics Corporation. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Registration is managed by the PACER Service Center. Signed by Judge Alan D Albright. (pg) (Entered: 07/19/2024)
07/19/2024	22	ORDER GRANTING 20 Motion to Appear Pro Hac Vice for Attorney Hsuan-Yeh Chang for Phison Electronics Corporation. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Registration is managed by the PACER Service Center Signed by Judge Alan D Albright. (pg) (Entered: 07/19/2024)
07/19/2024	23	ORDER GRANTING 19 Motion to Appear Pro Hac Vice for Attorney Peter Yi for Phison Electronics Corporation. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Registration is managed by the PACER Service Center Signed by Judge Alan D Albright. (pg) (Entered: 07/19/2024)
07/19/2024	24	Response in Opposition to Motion, filed by Vervain, LLC, re 12 Motion to Dismiss for Failure to State a Claim filed by Defendant Phison Electronics Corporation (Attachments: # 1 Declaration of Alan L. Whitehurst, # 2 Exhibit A, # 3 Exhibit B, # 4 Exhibit C, # 5 Exhibit D, # 6 Exhibit E, # 7 Exhibit F, # 8 Exhibit G, # 9 Exhibit H, # 10 Exhibit I, # 11 Exhibit J, # 12 Exhibit K, # 13 Exhibit L, # 14 Exhibit M)(Whitehurst, Alan) (Entered: 07/19/2024)
07/26/2024	25	ORDER GRANTING 17 Motion to Appear Pro Hac Vice as to EDWARD RUNYAN Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Registration is managed by the PACER Service Center Signed by Judge Alan D Albright. (cc3) (Entered: 07/26/2024)
07/26/2024	26	REPLY to Response to Motion, filed by Phison Electronics Corporation, re 12 Motion to Dismiss for Failure to State a Claim filed by Defendant Phison Electronics Corporation (Attachments: # 1 Affidavit Declaration of Douglas E Chin in support, # 2 Exhibit 1)(Chin, Douglas) (Entered: 07/26/2024)

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