IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

OMNI MEDSCI, INC.,

Plaintiff,

v.

SAMSUNG ELECTRONICS, CO. LTD., SAMSUNG ELECTRONICS AMERICA, INC., FOSSIL GROUP, INC., FOSSIL STORES I, INC., FOSSIL PARTNERS, L.P., ONEPLUS TECHNOLOGY (SHENZHEN) CO., LTD., and ŌURA HEALTH OY,

Defendants.

Civil Action No. 2:24-cv-01070-JRG-RSP

ORDER

Before the Court is Defendants' Motion to Stay Pending *Inter Partes* Review. **Dkt. No. 85**. In the Motion, Defendants request a stay of this case pending (inter alia) the PTAB's institution decisions on some of the asserted patents. *Id.* at 1-6. Plaintiff opposes. *Id.* at certificate page.

The "universal practice" in this District, as well as the practice of most district courts, is to deny a motion for stay when the Patent Trial and Appeal Board has not yet acted on a petition for inter partes review. *Trover Grp., Inc. v. Dedicated Micros* USA, No. 2:13-CV-1047-WCB, 2015 WL 1069179, at *6 (E.D. Tex. Mar. 11, 2015*)* (collecting cases). Here, the Board has not yet made institution decisions on several asserted patents. *See e.g.* IPR2025-01249 (covering asserted U.S. Patent No. 9,055,868).

Accordingly, the Court **DENIES** Defendants' Motion as premature.

SIGNED this 28th day of August, 2025.

ROY S. PAYNE
UNITED STATES MAGISTRATE JUDGE