

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

INGURAN, LLC,

Plaintiff,

Case No. 20-cv-85-wmc

v.

ABS GLOBAL, INC., AND GENUS PLC,

Defendants.

JUDGMENT IN A CIVIL CASE

IT IS ORDERED AND ADJUDGED that judgment is entered in favor of defendants ABS Global, Inc. and Genus PLC against Inguran, LCC dismissing this case.

s/ R. Swanson, Deputy Clerk
Peter Oppeneer, Clerk of Court

12/20/2021
Date

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

INGURAN, LLC,

Plaintiff,

v.

ABS GLOBAL, INC., and GENUS PLC,

Defendants.

OPINION AND ORDER

20-cv-085-wmc

INGURAN, LLC, and CYTONOME/ST, LLC,

Plaintiff,

v.

ABS GLOBAL, INC., and GENUS PLC,

Defendants.

20-cv-349-wmc

The parties in these two actions are already well-known to the court. In their two, most recent patent disputes, plaintiffs Inguran, LLC, and Cytonome/ST, LLC, bring additional infringement claims based on a patent also familiar to the court based on an earlier lawsuit -- U.S. Patent No. 8,206,987 (the “’987 patent”) -- and two, more-recently issued ones -- U.S. Patent No. 10,583,439 (“the ’439 patent”) and U.S. Patent No. 10,689,210 (“the ’210 patent”). Before the court is defendants ABS Global, Inc., and Genus PLC’s motion to dismiss the claims under the ’987 patent as precluded by one of this court’s prior judgments. (Dkt. #37.)¹

Because the court agrees that the judgment in *ABS Global Inc. v. Inguran, LLC*, No. 14-cv-503 (W.D. Wis. 2014) (“*ABS I*”), resolves the claims asserted in the original

¹ Unless otherwise noted, the citations to the docket in this opinion are to the above-captioned ’085 case.

complaint in the '085 case, the court will dismiss that action. Relatedly, the court will also deny as moot plaintiff's two motions to supplement its complaint in the '085 case to assert additional infringement claims based on more recently-issued patents. (Dkt. ##57, 88.) Further, because plaintiffs assert overlapping infringement claims in the '349 case, the court will stay that case pending conclusion of the Patent Trial and Appeal Board's *inter partes* review of the '439 patent. In the meantime, should plaintiffs also wish to add additional infringement claims concerning the '210 patent, they may seek leave to amend in the '349 case, provided that in seeking leave, plaintiffs explain why those claims should proceed at this time in light of the stay of the infringement claims under the '439 patent.²

BACKGROUND³

In the '085 case, plaintiff Inguran asserts claims against defendants ABS Global, Inc. and Genus PLC (collectively "ABS"), for infringement of the '987 patent. This patent was the same at issue in *ABS I*, in which ABS Global and Genus were found to have infringed and for which Inguran was awarded damages, including ongoing damages in the form of a reasonable royalty.

In the '085 case, Inguran now seeks to pursue claims for (1) induced infringement under § 271(b) by selling or licensing GSS machines to third parties, (2) infringement

² The other motions filed in the '085 case are mooted by the court's decision on the motion to dismiss and motions to supplement.

³ What follows is a very brief background as context for deciding the parties' pending motions. For a more detailed explanation of the parties and the disputed technologies discussed in this opinion, the court refers uninformed readers to *ABS I*, No. 14-cv-503 (dkt. #1197) (post-trial opinion and order).

under § 271(g) by importing straws made outside the United States using the GSS technology, and (3) damages and injunctive relief for ABS's use of the GSS system to produce sexed IVF doses. As noted above, Inguran later filed a motion to file a "supplemental complaint," seeking to add a count of infringement based on the newly issued, '439 patent, which it contends is infringed by ABS's current GSS system, the SSC-B chip. On the heels of that motion, plaintiff further sought leave to file a "second supplemental complaint," asserting yet another infringement claim against the SSC-B chip, on yet another, recently-issued patent, the '210 patent. As for the '349 case, Inguran and its co-plaintiff Cytonome/ST (collectively "ST") asserts the same infringement claim based on the '439 patent as that asserted in Inguran's proposed supplemental complaints in the '085 case.

OPINION

I. Motions Concerning the '937 Patent

In the '085 lawsuit, defendants seek to dismiss plaintiff Inguran's original infringement claims of the '937 patent on the basis that they are precluded as a matter of law by the final judgment in *ABS I*. Under claim preclusion, "a judgment on the merits in a prior suit bars a second suit involving the same parties or their privies based on the same cause of action." *Acumed LLC v. Stryker Corp.*, 525 F.3d 1319, 1323 (Fed. Cir. 2008) (citation omitted). Whether a claim is precluded is a question of law for the court, *Cummins, Inc. v. TAS Distrib. Co.*, 700 F.3d 1329, 1335 (Fed. Cir. 2012), and as such, is appropriate for consideration at the motion to dismiss stage, *Car Carriers, Inc. v. Ford Motor*

Co., 789 F.2d 589, 591 (7th Cir. 1986).

Under Seventh Circuit law, there are three elements to claim preclusion: (1) an identity of the parties or their privies in the first and second lawsuits; (2) an identity of the cause of action; and (3) a final judgment on the merits in the first suit.” *Adams v. City of Indianapolis*, 742 F.3d 720, 736 (7th Cir. 2014).⁴ In the context of patent infringement, claim preclusion does not apply to claims arising after the first action to the extent that “the party elects not to have them included in the action.” *Aspex Eyewear, Inc. v. Marchon Eyewear, Inc.*, 672 F.3d 1335, 1345 (Fed. Cir. 2012).

In the judgment entered in *ABS I*, Inguran was awarded an “ongoing royalty” for “future infringement of the ’987 patent” of \$1.25 per straw “sold by ABS that was processed with the infringing GSS technology, or any technology not more than colorably different, where such sale or processing took place in the United States through the remaining life of the ’987 patent.” *ABS I*, No. 14-cv-503 (W.D. Wis. June 8, 2020) (dkt. #1212). In an opinion and order resolving remaining disputes as to that judgment, the court further clarified that this ongoing royalty covers straws sold by ABS that were processed with GSS technology and imported into the United States for sale. *ABS I*, No. 14-cv-503 (W.D. Wis. June 5, 2020) (dkt. #1211).

In Count I of the ‘085 case, Inguran now asserts a claim against ABS for induced infringement by “selling, leasing, licensing or otherwise transferring interests in and rights to use GSS sorting machines to produce sexed semen to domestic third parties.” (Compl.

⁴ In *Acumed*, the Federal Circuit instructed that regional circuit law controls “general principles of claim preclusion.” 525 F.3d at 1323.

(dkt. #1) ¶ 26.) Defendants seek to dismiss this claim on that basis that the judgment covers straws produced by ABS's GSS technology by third parties. In support, defendants point to the fact that they disclosed licensing of its GSS machines to third parties as one of its planned post-launch activities in *ABS I*, alerting plaintiff to inclusion of this very activity. *ABS I*, No. 14-cv-503 (W.D. Wis.) (dkt. #209) 627-28 (ABS's Global Business Development Director Jesus Martinez testifying at his deposition that ABS is considering a "fee-for-service model, a partner model, and a licensee model" for its GSS technology go-to-market strategies). Moreover, Inguran's damages expert considered ABS's plan to license to third parties or sell GSS hardware. *Id.* (dkt. #426) (3/8/16 Schoettelkotte Rept. ¶ 94 (describing expansion strategies of sale and licensing of hardware), ¶ 134 (considering relevant factors for hypothetical negotiation, including that ABS/Genus would demand an "unrestricted license" and would look for opportunities to expand, including "licensing"). Furthermore, in offering his opinion as to a reasonable royalty rate, Inguran's expert testified to the jury that ABS intended to "license the GSS technology to current XY licensees (Cogent, Semex and Goyaike) . . . almost to try and displace XY with their own technology." *Id.* (dkt. #726) (Trial Tr. at 106). For all these reasons, the court has little trouble finding that Inguran was on notice of this planned use of the patented technology.

Defendants further argue that past practice reflects the term "sold by" in the *ABS I* judgment is not limited to straws sold by ABS, but also includes straws that ABS processes for third parties. Interpreting "sold by" broadly is supported by case law, where "sold" in the patent context is construed broadly to "encompass[] licenses, leases, and other transfers of interests in and/or rights to possess and use a patented product method, or system," as

Inguran argued in its motion for a preliminary injunction. (Pl.'s Br. (dkt. #8) 15 n.5 (citing *Transocean Offshore Deepwater Drilling, Inc. v. Stena Drilling Ltd.*, 659 F. Supp. 2d 790, 799 (S.D. Tex. 2009)).) On this record, therefore, the court concludes that ABS's planned practice of licensing its GSS technology to third parties was known to Inguran during the course of *ABS I*, and its damages expert also relied on this activity in his arriving at opinion as to an appropriate, ongoing royalty. Moreover, there was no indication that ST elected to hold this type of infringement for a later action. Since the judgment is reasonably interpreted to cover straws produced by third parties using GSS technology as licensed by ABS, the court agrees that Count I of the '085 case is precluded by the judgment in *ABS I*.

As for Count II, plaintiff Inguran pursues an infringement claim based on ABS "importing straws of sexed semen made using the GSS system outside the United States," then "selling and offering to sell those imported straws of sexed semen in the United States." (Compl. (dkt. #1) ¶ 40.) This claim fails to get off the ground as well. As the court previously determined in ruling on remaining disputes between the parties as to the final judgment in *ABS I*, the royalty base includes straws processed outside of the United States and imported into the United States for sale. *ABS I*, No. 14-cv-503 (dkt. #1211) (6/5/20 Op. & Order at 2). Indeed, this interpretation is entirely consistent with that judgment, encompassing straws either sold *or* processed within the United States. *ABS I*, No. 14-cv-503 (W.D. Wis. June 8, 2020) (dkt. #1212). Accordingly, the court concludes that this claim is precluded by the judgment in *ABS I* as well.

Finally, in Count III, Inguran contends that ABS infringes the '937 patent by "making sexed semen for use in in vitro fertilization." (Compl. (dkt. #1) ¶ 55.) As with

Count I, this planned use of sexed semen straws IVF was already known to Inguran during the original *ABS I* trial on infringement. *See ABS I*, No. 14-cv-503 (dkt. #505) (30(b)(6) deposition of ABS, which described the commercial viability of using GSS sexed semen in IVF). Similarly, Inguran's damages expert also considered this planned use in opining on a reasonable royalty, specifically testifying to the jury that this use was a factor increasing that royalty rate. *Id.* (dkt. #426) (Schoettelkotte Rept. ¶¶ 94, 134); *id.* (dkt. #718 (Schoettelkotte Trial Tr. at 95 (discussing ABS's engagement in "procedures for using the semen for IVF"). Finally, by its plain terms, the final judgment in no way restricts the use of covered straws to artificial insemination, but actually includes straws used in IVF, and Inguran fails to identify *any* support for finding that it somehow intended to hold this claim for a later case.

For these reasons, the court concludes that all of plaintiff Inguran's '987 patent infringement claims asserted in the '085 case are precluded by the final judgment in *ABS I*.

II. Motions Concerning the '439 and '210 Patents

While defendants' motion to dismiss the '085 case was pending, plaintiff Inguran filed two motions seeking to supplement its complaint in that case with further infringement claims based on newly-issued patents. Having dismissed the original '085 complaint, and in light of Inguran's decision to file another lawsuit concerning the '439 patent, the court will deny those motions to supplement as moot. However, ST may pursue their claims of infringement of the '439 patent in that separate lawsuit. Still, because PTAB instituted IPR proceedings on the '439 patent (*see* dkt. #113-1), the court declines to proceed with a parallel process to adjudicate those claims; instead, it will stay the '349

case pending conclusion of that process. *See Clinton v. Jones*, 520 U.S. 681, 706 (1997) (“The District Court has broad discretion to stay proceedings as an incident to its power to control its own docket.”); *Safe Storage LLC v. Dell Inc.*, No. CV 12-1624-GMS, 2015 WL 13123362, at *1 n.4 (D. Del. Jan. 22, 2015) (granting stay *sua sponte* pending conclusion of IPR). In addition, because the arguments raised in defendants’ motion to dismiss (’349 dkt. #23) may be rendered moot by PTAB’s decision on the IPR petition, the court will deny that motion without prejudice to renewal if the ’439 patent survives the IPR process.

This leaves ST’s proposed claims under the ’210 patent. For reasons that are not entirely clear, plaintiff ST did not seek to include their infringement claims based on the ’210 patent in the ’349 case, only filing their motion to supplement with those claims in the ’085 case.⁵ For purposes of judicial efficiency, however, ST may still seek to include claims of infringement of the ’210 patent in the ’349 case. However, in seeking leave to amend the complaint to add those claims, ST should be sure to explain why the ’210 patent infringement claims should proceed at this time in light of the court’s decision to stay the claims of the ’439 patent in light of the IPR proceedings.

ORDER

IT IS ORDERED that:

- 1) In the ’085 case, plaintiff Inguran, LLC’s motion for preliminary injunction (dkt. #8) is DENIED AS MOOT.
- 2) In the ’085 case, plaintiff’s motion to expedite discovery (dkt. #12) is DENIED AS MOOT.

⁵ PTAB also denied ABS’s petition for IPR of the ’210 patent. (Dkt. #114-1.)

- 3) In the '085 case, defendants ABS Global, Inc., and Genus PLC's motion to dismiss (dkt. #37) is GRANTED.
- 4) In the '085 case, plaintiff's motion for leave to file a reply in support of its motion for expedited discovery (dkt. #54) is DENIED AS MOOT.
- 5) In the '085 case, plaintiff's motion to file a reply in support of its motion for a preliminary injunction (dkt. #55) is DENIED AS MOOT.
- 6) In the '085 case, plaintiff's motions to file supplemental complaints (dkt. ##57, 88) are DENIED AS MOOT.
- 7) In the '085 case, plaintiff's motion for leave to file a surreply to ABS's motion to dismiss (dkt. #74) is DENIED.
- 8) In the '349 case, plaintiff's motion to consolidate cases (dkt. #12) is DENIED AS MOOT.
- 9) In the '349 case, defendants' motion for extension of time to respond to complaint and motion to consolidate cases (dkt. #18) is DENIED AS MOOT.
- 10) In the '349 case, defendants' motion to dismiss (dkt. #23) is DENIED WITHOUT PREJUDICE to renewal if the '439 patent survives IPR.
- 11) The clerk's office is directed to enter judgment in defendants' favor in the '085 case and close it.
- 12) The clerk's office is directed to STAY the '349 case pending a decision on the pending IPR. ST should provide the court with an update on that proceeding every three months, with the first update due on or before March 17, 2021.
- 13) The conference scheduled with Judge Crocker on December 21, 2021, is CANCELED.

Entered this 20th day of December, 2021.

BY THE COURT:

/s/

WILLIAM M. CONLEY
District Judge

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ECF Western District of Wisconsin

APPEAL,CLOSED,PROTECTIVE_ORDER

**U.S. District Court
Western District of Wisconsin (Madison)
CIVIL DOCKET FOR CASE #: 3:20-cv-00085-wmc**

Inguran, LLC v. ABS Global, Inc. et al
Assigned to: District Judge William M. Conley
Referred to: Magistrate Judge Stephen L. Crocker
Case in other court: USCA for the Federal Circuit, 22-01385
Cause: 35:271 Patent Infringement

Date Filed: 01/29/2020
Date Terminated: 12/20/2021
Jury Demand: Plaintiff
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff

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Stephanie P. Koh
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Steven Joseph Horowitz
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Thomas D. Rein
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 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/29/2020	1	PATENT COMPLAINT against All Defendants. (Filing fee \$ 400 receipt number 0758-2619376.) PATENTS AT ISSUE: Patent # 8,206,987, issued 06/26/12, held by Inguran, LLC. Filed by Inguran, LLC. (Attachments: # 1 JS-44 Civil Cover Sheet, # 2 Summons - ABS Global Inc., # 3 Summons - Genus plc, # 4 Report on Filing Patent/Trademark Action) (Zylstra, Sarah) (Entered: 01/29/2020)
01/29/2020	2	Motion to Admit Kirt Stephen O'Neill Pro Hac Vice. (Pro Hac Vice fee \$ 100 receipt number 0758-2619412.) by Plaintiff

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ECF Western District of Wisconsin

		Inguran, LLC. (O'Neill, Kirt) (Entered: 01/29/2020)
01/29/2020	3	Motion to Admit Daniel L Moffett Pro Hac Vice. (Pro Hac Vice fee \$ 100 receipt number 0758-2619417.) by Plaintiff Inguran, LLC. (Moffett, Daniel) (Entered: 01/29/2020)
01/29/2020	4	Motion to Admit George Andrew Rosbrook Pro Hac Vice. (Pro Hac Vice fee \$ 100 receipt number 0758-2619420.) by Plaintiff Inguran, LLC. (Rosbrook, George) (Entered: 01/29/2020)
01/29/2020	5	Motion to Admit Clayton Nicholas Matheson Pro Hac Vice. (Pro Hac Vice fee \$ 100 receipt number 0758-2619427.) by Plaintiff Inguran, LLC. (Matheson, Clayton) (Entered: 01/29/2020)
01/29/2020	6	Motion to Admit Thomas Watson Landers, IV Pro Hac Vice. (Pro Hac Vice fee \$ 100 receipt number 0758-2619434.) by Plaintiff Inguran, LLC. (Landers, Thomas) (Entered: 01/29/2020)
01/29/2020	7	Motion to Seal <i>Preliminary Injunction Motion, Statement of Facts, and the Declaration of Juan Moreno</i> by Plaintiff Inguran, LLC. (Zylstra, Sarah) (Entered: 01/29/2020)
01/29/2020	8	MOTION FOR PRELIMINARY INJUNCTION (Sealed Document) by Plaintiff Inguran, LLC. (Zylstra, Sarah) (Entered: 01/29/2020)
01/29/2020	9	Declaration of Juan Moreno filed by Plaintiff Inguran, LLC re: 8 Motion for Preliminary Injunction. (Sealed Document) (Zylstra, Sarah) (Entered: 01/29/2020)
01/29/2020	10	Declaration of Clayton N. Matheson filed by Plaintiff Inguran, LLC re: 8 Motion for Preliminary Injunction, (Attachments: # 1 Exhibit A - Printout from ABS's "Straw Handling Guidelines" webpage, # 2 Exhibit B - Printout from nonparty Geno's "REDX" webpage, # 3 Exhibit C - Printout from nonparty Geno's "Where To Buy" webpage, # 4 Exhibit D - Printout from ABS's "HYVIG" website, # 5 Exhibit E - Printout from ABS's "About" webpage, # 6 Exhibit F - National Association of Animal Breeders' 2017-18 Semen Sales Report) (Zylstra, Sarah) (Entered: 01/29/2020)
01/29/2020	11	Proposed Findings of Fact filed by Plaintiff Inguran, LLC re: 8 Motion for Preliminary Injunction. (Sealed Document) (Zylstra, Sarah) (Entered: 01/29/2020)
01/29/2020	12	Motion to Expedite <i>Discovery</i> by Plaintiff Inguran, LLC. Response due 2/5/2020. (Attachments: # 1 Exhibit A - Plaintiff's First Requests for Production, # 2 Exhibit B - Plaintiff's First Rule 30(b)(6) Notice) (Zylstra, Sarah) (Entered: 01/29/2020)
01/30/2020	13	** TEXT ONLY ORDER ** ORDER granting 2 Motion to Admit Kirt Stephen O'Neill Pro Hac Vice; granting 3 Motion to Admit Daniel L. Moffett Pro Hac Vice; granting 4 Motion to Admit George Andrew Rosbrook Pro Hac Vice; granting 5 Motion to Admit Clayton Nicholas Matheson Pro Hac Vice; granting 6 Motion to Admit Thomas Watson Landers, IV Pro Hac Vice. Signed by Magistrate Judge Peter A. Oppeneer on 1/30/2020. (lak) (Entered: 01/30/2020)
01/30/2020		Case non-randomly assigned to District Judge William M. Conley and Magistrate Judge Stephen L. Crocker. <i>See</i> related cases 14-cv-503-wmc and 17-cv-446-wmc. (kwf) (Entered: 01/30/2020)
01/30/2020		Standard attachments for District Judge William M. Conley required to be served on all parties with summons or waiver of service: NORTC , Corporate Disclosure Statement . (kwf) (Entered: 01/30/2020)
01/30/2020	14	Summons Issued as to ABS Global, Inc., Genus PLC. (kwf) (Entered: 01/30/2020)
01/30/2020	15	Report on Filing of Patent or Trademark Action. Copy provided to the US Patent and Trademark Office electronically. (kwf) (Entered: 01/30/2020)
01/30/2020	16	** TEXT ONLY ORDER ** The court is in receipt of plaintiff Inguran, LLC's motion for preliminary injunction (dkt. # 8) and motion to expedite discovery (dkt. # 12). Defendants' response to both pending motions are due 21 days from the date of service. Plaintiff should endeavor to serve defendants as soon as possible. In addition to serving the summons and complaint, plaintiff should also provide defendants with both motions and supporting materials and this order. Once the court receives and reviews the responsive briefs, the court will set a hearing at that time, if necessary. Signed by District Judge William M. Conley on 01/30/2020. (rks) Modified on 1/30/2020. (arw) (Entered: 01/30/2020)
01/31/2020	17	Affidavit of Service by Plaintiff. ABS Global, Inc. served on 1/30/2020, answer due 2/20/2020. (Zylstra, Sarah) (Entered: 01/31/2020)
01/31/2020	18	Affidavit of Service by Plaintiff. (Zylstra, Sarah) Modified on 1/31/2020. (lak) (Entered: 01/31/2020)
02/06/2020	19	Corporate Disclosure Statement by Plaintiff Inguran, LLC. (O'Neill, Kirt) (Entered: 02/06/2020)
02/10/2020	20	Unopposed Motion for Protective Order by Plaintiff Inguran, LLC, (Attachments: # 1 Exhibit A - Proposed Protective Order) (O'Neill, Kirt) (Entered: 02/10/2020)
02/11/2020	21	** TEXT ONLY ORDER ** The parties' proposed protective order 20 is accepted and entered as the court's order. Signed by Magistrate Judge Stephen L. Crocker on 2/11/2020. (rks) (Entered: 02/11/2020)
02/18/2020	22	Notice of Appearance filed by Michael J. Modl for Defendants ABS Global, Inc., Genus PLC. (Modl, Michael) (Entered: 02/18/2020)
02/18/2020	23	Motion to Admit Steven Joseph Horowitz Pro Hac Vice. (Pro Hac Vice fee \$ 100 receipt number 0758-2630538.) by

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ECF Western District of Wisconsin

		Defendants ABS Global, Inc., Genus PLC. Motions referred to Magistrate Judge Stephen L. Crocker. (Horowitz, Steven) (Entered: 02/18/2020)
02/18/2020	24	Motion to Admit Stephanie P. Koh Pro Hac Vice. (Pro Hac Vice fee \$ 100 receipt number 0758-2630546.) by Defendants ABS Global, Inc., Genus PLC. Motions referred to Magistrate Judge Stephen L. Crocker. (Koh, Stephanie) (Entered: 02/18/2020)
02/18/2020	25	Motion to Admit Bryan Clifford Mulder Pro Hac Vice. (Pro Hac Vice fee \$ 100 receipt number 0758-2630552.) by Defendants ABS Global, Inc., Genus PLC. Motions referred to Magistrate Judge Stephen L. Crocker. (Mulder, Bryan) (Entered: 02/18/2020)
02/18/2020	26	Motion to Admit Thomas D. Rein Pro Hac Vice. (Pro Hac Vice fee \$ 100 receipt number 0758-2630554.) by Defendants ABS Global, Inc., Genus PLC. Motions referred to Magistrate Judge Stephen L. Crocker. (Rein, Thomas) (Entered: 02/18/2020)
02/18/2020	27	Motion to Admit Paul Rogerson Pro Hac Vice. (Pro Hac Vice fee \$ 100 receipt number 0758-2630594.) by Defendants ABS Global, Inc., Genus PLC. Motions referred to Magistrate Judge Stephen L. Crocker. (Rogerson, Paul) (Entered: 02/18/2020)
02/18/2020	28	** TEXT ONLY ORDER ** ORDER granting 23 Motion to Admit Steven J. Horowitz Pro Hac Vice; granting 24 Motion to Admit Stephanie P. Koh Pro Hac Vice; granting 25 Motion to Admit Bryan C. Mulder Pro Hac Vice; granting 26 Motion to Admit Thomas D. Rein Pro Hac Vice; granting 27 Motion to Admit Paul J. Rogerson Pro Hac Vice. Signed by Magistrate Judge Peter A. Oppeneer on 2/18/2020. (lak) (Entered: 02/18/2020)
02/18/2020	29	Deposition of Jesus Martinez (30(b)(6)) taken on September 3, 2015. (Sealed Document) (Modl, Michael) (Entered: 02/18/2020)
02/18/2020	30	Deposition of Jonathan Lightner (30(b)(6)) taken on April 26, 2016. (Sealed Document) (Modl, Michael) (Entered: 02/18/2020)
02/18/2020	31	Deposition of Jonathan Lightner taken on July 19, 2018. (Sealed Document) (Modl, Michael) (Entered: 02/18/2020)
02/18/2020	32	Deposition of Jesus Martinez (30(b)(6)) taken on September 27, 2018. (Sealed Document) (Modl, Michael) (Entered: 02/18/2020)
02/18/2020	33	Deposition of Kirit Lezotte (30(b)(6)) taken on October 25, 2018. (Sealed Document) (Modl, Michael) (Entered: 02/18/2020)
02/18/2020	34	Expert Report of W. Todd Schoettelkotte by Defendants ABS Global, Inc., Genus PLC (Sealed Document) (Attachments: # 1 Exhibit 1 - Summary of Schoettelkotte, # 2 Exhibit 2 - List of info reviewed and considered, # 3 Exhibit 3 - Caclulation of what ABS/Genus earned, # 4 Exhibit 4 - Total cost for activities, # 5 Exhibit 5 - ABS's sales of sorted straws, # 6 Exhibit 6 - 2012-2015 Chart of Sorted Straw Units, # 7 Exhibit 7 - Profit and Loss Statements, # 8 Exhibit 8 - Inguran-Cattle Genetics Business Line Profit & Loss Stmt, # 9 Exhibit 9 - Inguran-Research & Development Expense, # 10 Exhibit 10 - Summary of XY-Profit & Loss Statements, # 11 Exhibit 11 - Summary of ABS Agreements, # 12 Exhibit 12 - Summary of Inguran Sorting Agreements, # 13 Exhibit 13 - Summary of XY License Agreements, # 14 Exhibit 14 - Summary of Other Agreements) (Modl, Michael) (Entered: 02/18/2020)
02/20/2020	35	Corporate Disclosure Statement by Defendant Genus PLC. (Modl, Michael) (Entered: 02/20/2020)
02/20/2020	36	Corporate Disclosure Statement by Defendant ABS Global, Inc.. (Modl, Michael) (Entered: 02/20/2020)
02/20/2020	37	MOTION TO DISMISS Pursuant to Fed. R. Civ. P. 12(b)(6) by Defendants ABS Global, Inc., Genus PLC. Brief in Opposition due 3/12/2020. Brief in Reply due 3/23/2020. (Modl, Michael) (Entered: 02/20/2020)
02/20/2020	38	Brief in Support of 37 Motion to Dismiss Pursuant to Fed. R. Civ. P. 12(b)(6) by Defendants ABS Global, Inc., Genus PLC (Sealed Document) (Modl, Michael) Modified on 2/27/2020: Redacted versions? (lak) (Entered: 02/20/2020)
02/20/2020	39	Brief in Opposition by Defendants ABS Global, Inc., Genus PLC re: 8 Motion for Preliminary Injunction filed by Inguran, LLC (Sealed Document) (Modl, Michael) (Entered: 02/20/2020)
02/20/2020	40	Brief in Opposition by Defendants ABS Global, Inc., Genus PLC re: 12 Motion to Expedite, filed by Inguran, LLC (Sealed Document) (Attachments: # 1 Exhibit A - Proposed Protective Order, # 2 Exhibit B - Redline Proposed Protective Order) (Modl, Michael) (Entered: 02/20/2020)
02/20/2020	41	Response to Proposed Findings of Fact filed by Defendants ABS Global, Inc., Genus PLC re: 8 Motion for Preliminary Injunction (Sealed Document) (Modl, Michael) (Entered: 02/20/2020)
02/20/2020	42	Declaration of Carrie L. Distler filed by Defendants ABS Global, Inc., Genus PLC re: 12 Motion to Expedite, 8 Motion for Preliminary Injunction (Sealed Document) (Attachments: # 1 Exhibit A - Distler's CV) (Modl, Michael) (Entered: 02/20/2020)
02/20/2020	43	Declaration of Steven J. Horowitz filed by Defendants ABS Global, Inc., Genus PLC re: 12 Motion to Expedite, 8 Motion for Preliminary Injunction (Sealed Document) (Attachments: # 1 Exhibit A - Genus Sexed Semen Marketing Strategy Work Plan Doc, # 2 Exhibit B - 04/04/17 Duncan Email, # 3 Exhibit C - 04/05/17 Baumgartner Email,

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		<p># 4 Exhibit D - 04/16/17 Duncan Email, # 5 Exhibit E - 04/06/17 Bumgartner Email, # 6 Exhibit F - 08/08/19 Matheson Letter, # 7 Exhibit G - 08/12/19 Horowitz Letter, # 8 Exhibit H - ABS US Norwegian Red Strategic Marketing Plan Doc, # 9 Exhibit I - 10/03/17 Press Release, # 10 Exhibit J - Doc showing revenues ABS earned, # 11 Exhibit K - 06/22/17 Tech Transfer Agreement, # 12 Exhibit L - Compilation of in vitro invoices, # 13 Exhibit M - Fall 2018 ST catalog, # 14 Exhibit N - Commerical Sublicense Agreemeent, # 15 Exhibit O - Article by R. Vishwanath and J. Moreno, # 16 Exhibit P - Excerpts from 30(b)(6) Depo of Juan Moreno, # 17 Exhibit Q - Email chain dated 11/22-28/2017, # 18 Exhibit R - 08/20/18 Eastman Letter, # 19 Exhibit S - 09/07/18 Eastman Letter, # 20 Exhibit T - 09/24/18 Moffett Letter) (Modl, Michael) (Entered: 02/20/2020)</p>
02/20/2020	44	Declaration of Nate Zwald filed by Defendants ABS Global, Inc., Genus PLC re: 12 Motion to Expedite, 8 Motion for Preliminary Injunction (Sealed Document) (Modl, Michael) (Entered: 02/20/2020)
02/24/2020	45	** TEXT ONLY ORDER ** ORDER granting 7 Motion to Seal <i>Preliminary Injunction Motion, Statement of Facts, and the Declaration of Juan Moreno</i> . Signed by Magistrate Judge Stephen L. Crocker on 2/24/2020. (rks) (Entered: 02/24/2020)
02/27/2020	46	Redaction to 38 Brief in Support of <i>Motion to Dismiss</i> by Defendants ABS Global, Inc., Genus PLC (Modl, Michael) (Entered: 02/27/2020)
02/27/2020	47	Redaction to 39 Brief in Opposition to <i>Plaintiff's Motion for Preliminary Injunction</i> by Defendants ABS Global, Inc., Genus PLC (Modl, Michael) (Entered: 02/27/2020)
02/27/2020	48	Redaction to 40 Brief in Opposition, to <i>Plaintiff's Motion to Expedite Discovery</i> by Defendants ABS Global, Inc., Genus PLC (Modl, Michael) (Entered: 02/27/2020)
02/27/2020	49	Redaction to 42 Declaration, of <i>Carrie Distler</i> by Defendants ABS Global, Inc., Genus PLC (Modl, Michael) (Entered: 02/27/2020)
02/27/2020	50	Redaction to 44 Declaration of <i>Nate Zwald</i> by Defendants ABS Global, Inc., Genus PLC (Modl, Michael) (Entered: 02/27/2020)
02/27/2020	51	Redaction to 43 Declaration,,,, <i>Steven Horowitz</i> by Defendants ABS Global, Inc., Genus PLC (Attachments: # 1 Exhibit A - Filed Under Seal, # 2 Exhibit B - 04/04/17 Duncan Email, # 3 Exhibit C - 04/05/17 Baumgartner Email, # 4 Exhibit D - 04/16/17 Duncan Email, # 5 Exhibit E - 04/06/17 Bumgartner Email, # 6 Exhibit F - Filed Under Seal, # 7 Exhibit G - 08/12/19 Horowitz Letter, # 8 Exhibit H - ABS US Norwegian Red Strategic Marketing Plan Doc, # 9 Exhibit I - 10/03/17 Press Release, # 10 Exhibit J - Filed Under Seal, # 11 Exhibit K - Filed Under Seal, # 12 Exhibit L - Filed Under Seal, # 13 Exhibit M - Fall 2018 ST catalog, # 14 Exhibit N - Commerical Sublicense Agreemeent, # 15 Exhibit O - Article by R. Vishwanath and J. Moreno, # 16 Exhibit P - Filed Under Seal, # 17 Exhibit Q - Filed Under Seal, # 18 Exhibit R - 08/20/18 Eastman Letter, # 19 Exhibit S - Filed Under Seal, # 20 Exhibit T - 09/24/18 Moffett Letter) (Modl, Michael) (Entered: 02/27/2020)
02/28/2020	52	Affidavit of Service by Plaintiff. Genus PLC served on 2/14/2020, answer due 3/6/2020. (O'Neill, Kirt) (Entered: 02/28/2020)
03/12/2020	53	Brief in Opposition by Plaintiff Inguran, LLC re: 37 Motion to Dismiss filed by ABS Global, Inc., Genus PLC (Sealed Document) (O'Neill, Kirt) (Entered: 03/12/2020)
03/12/2020	54	Motion for Leave to File <i>A Reply in Support of its Motion for Expedited Discovery</i> (Sealed Document) by Plaintiff Inguran, LLC. (Attachments: # 1 Exhibit A - Plts Reply in Support of its Motion for Expedited Discovery) (O'Neill, Kirt) (Entered: 03/12/2020)
03/12/2020	55	Motion for Leave to File <i>a Reply in Support of its Motion for a Preliminary Injunction</i> (Sealed Document) by Plaintiff Inguran, LLC. (Attachments: # 1 Exhibit A - Reply in Support of its Motion for a Preliminary Injunction) (O'Neill, Kirt) (Entered: 03/12/2020)
03/12/2020	56	Declaration of Clayton N. Matheson filed by Plaintiff Inguran, LLC re: 55 Motion for Leave to File, (Sealed Document) (Attachments:

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		# 1 Exhibit 1 - ING_038629, # 2 Exhibit 2 - ING_104265, # 3 Exhibit 3 - printout from website, # 4 Exhibit 4 - printout from website, # 5 Exhibit 5 - ABS_2017_00082522) (O'Neill, Kirt) (Entered: 03/12/2020)
03/18/2020	57	Motion for Leave to File a <i>Supplemental Complaint</i> (Sealed Document) by Plaintiff Inguran, LLC. (Attachments: # 1 Exhibit 1 - Supplemental Complaint, # 2 Exhibit A - Patent No. 10,583,439, # 3 Exhibit B - Claim Chart, # 4 Exhibit 2 - Redline of Complaint, # 5 Exhibit 3 - Letter dated 03-18-20 from Mulder to Rosbrook) (O'Neill, Kirt) (Entered: 03/18/2020)
03/18/2020	58	Redaction to 57 Motion for Leave to File a <i>Supplemental Complaint</i> (Sealed Document) by Plaintiff Inguran, LLC (Attachments: # 1 Exhibit 1 - Supplemental Complaint, # 2 Exhibit A - Patent No. 10,583,439, # 3 Exhibit B - Sealed, # 4 Exhibit 2 - Redline of complaint, # 5 Exhibit 3 - Letter dated 03-18-20 from Mulder to Rosbrook) (O'Neill, Kirt) (Entered: 03/18/2020)
03/23/2020	59	Deposition of Juan F. Moreno taken on August 31, 2018. (Sealed Document) (Modl, Michael) (Entered: 03/23/2020)
03/23/2020	60	Brief in Reply by Defendants ABS Global, Inc., Genus PLC in Support of 37 Motion to Dismiss (Sealed Document) (Modl, Michael) (Entered: 03/23/2020)
03/23/2020	61	Brief in Opposition by Defendants ABS Global, Inc., Genus PLC re: 54 Motion for Leave to File, filed by Inguran, LLC re: <i>Motion for Expedited Discovery</i> (Sealed Document) (Modl, Michael) (Entered: 03/23/2020)
03/23/2020	62	Brief in Opposition by Defendants ABS Global, Inc., Genus PLC re: 55 Motion for Leave to File, filed by Inguran, LLC <i>Motion for a Preliminary Injunction</i> (Sealed Document) (Modl, Michael) (Entered: 03/23/2020)
03/23/2020	63	Declaration of Steven J. Horowitz filed by Defendants ABS Global, Inc., Genus PLC re: 55 Motion for Leave to File, 54 Motion for Leave to File, 37 Motion to Dismiss (Sealed Document) (Attachments: # 1 Exhibit U - 2/4/2020 letter from ABS to ST, # 2 Exhibit V - 2/6/2020 letter from ST to ABS, # 3 Exhibit W - Doc entitled GSS Board Presentation Fact Book) (Modl, Michael) (Entered: 03/23/2020)
03/25/2020	64	Redaction to 60 Brief in Reply <i>In Support of Motion to Dismiss</i> by Defendants ABS Global, Inc., Genus PLC (Modl, Michael) (Entered: 03/25/2020)
03/25/2020	65	Redaction to 62 Brief in Opposition to <i>ST's Motion for Leave to Submit a Reply in Support of its Motion for a Preliminary Injunction</i> by Defendants ABS Global, Inc., Genus PLC (Modl, Michael) (Entered: 03/25/2020)
03/25/2020	66	Redaction to 61 Brief in Opposition by Defendants ABS Global, Inc., Genus PLC. (Modl, Michael) Modified on 3/26/2020. (lak) (Entered: 03/25/2020)
03/25/2020	67	Declaration of Steven J. Horowitz filed by Defendants ABS Global, Inc., Genus PLC re: 55 Motion for Leave to File, 54 Motion for Leave to File, 37 Motion to Dismiss (Attachments: # 1 Exhibit U - 2/4/2020 letter from ABS to ST, # 2 Exhibit V - 2/6/2020 letter from ST to ABS, # 3 Exhibit W - Doc entitled GSS Board Presentation Fact Book) (Modl, Michael) (Entered: 03/25/2020)
03/26/2020	68	Redaction to 53 Brief in Opposition by Plaintiff Inguran, LLC (O'Neill, Kirt) (Entered: 03/26/2020)
03/26/2020	69	Redaction to 54 Motion for Leave to File <i>A Reply in Support of its Motion for Expedited Discovery</i> (Sealed Document) by Plaintiff Inguran, LLC (Attachments: # 1 Exhibit A - Reply) (O'Neill, Kirt) (Entered: 03/26/2020)
03/26/2020	70	Redaction to 55 Motion for Leave to File <i>A Reply in Support of its Motion for a Preliminary Injunction</i> (Sealed Document) by Plaintiff Inguran, LLC (Attachments: # 1 Exhibit A - Reply) (O'Neill, Kirt) (Entered: 03/26/2020)
03/26/2020	71	Redaction to 56 Declaration, by Plaintiff Inguran, LLC (Attachments: # 1 Exhibit 1 - Sealed Cover, # 2 Exhibit 2 - Sealed Cover, # 3 Exhibit 3 - page from website, # 4 Exhibit 4 - page from website, # 5 Exhibit 5 - Sealed Cover) (O'Neill, Kirt) (Entered: 03/26/2020)
03/31/2020		Set Briefing Deadlines as to 57 Motion for Leave to File a <i>Supplemental Complaint</i> (Sealed Document). Brief in Opposition due 4/14/2020. Brief in Reply due 4/21/2020. (rks) (Entered: 03/31/2020)
04/02/2020	72	Notice by Plaintiff Inguran, LLC <i>Letter request for a preliminary pretrial conference</i> . (Zylstra, Sarah) (Entered: 04/02/2020)
04/02/2020	73	Notice by Defendants ABS Global, Inc., Genus PLC re 72 Notice (Other) <i>Letter in response to ST's correspondence dated 4-2-20</i> . (Modl, Michael) (Entered: 04/02/2020)
04/02/2020		Set Telephone Pretrial or Status Conference: Telephone Pretrial Conference set for 4/23/2020 at 02:30 PM before Magistrate

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		Judge Stephen L. Crocker. Counsel for Plaintiff responsible for setting up the call to chambers at (608) 264-5153. [Standing Order Governing Preliminary Pretrial Conference attached] (rks) (Entered: 04/02/2020)
04/03/2020	74	Motion for Leave to File a <i>Surreply to ABS's Motion to Dismiss</i> (Sealed Document) by Plaintiff Inguran, LLC. (Attachments: # 1 Exhibit A - Surreply) (O'Neill, Kirt) (Entered: 04/03/2020)
04/13/2020	75	Redaction to 74 Motion for Leave to File a <i>Surreply to ABS's Motion to Dismiss</i> (Sealed Document) by Plaintiff Inguran, LLC (Attachments: # 1 Exhibit A - Surreply) (O'Neill, Kirt) (Entered: 04/13/2020)
04/14/2020	76	Brief in Opposition by Defendants ABS Global, Inc., Genus PLC re: 57 Motion for Leave to File, filed by Inguran, LLC <i>Motion for Leave to File A Supplemental Complaint</i> (Sealed Document) (Modl, Michael) (Entered: 04/14/2020)
04/14/2020	77	Declaration of Steven J. Horowitz filed by Defendants ABS Global, Inc., Genus PLC re: 57 Motion for Leave to File, (Sealed Document) (Attachments: # 1 Exhibit 1 - excerpt of Disclosure of Asserted Claims of Infringement) (Modl, Michael) (Entered: 04/14/2020)
04/16/2020	78	Motion to Admit Jason Phillip Greenhut Pro Hac Vice. (Pro Hac Vice fee \$ 100 receipt number 0758-2662555.) by Defendants ABS Global, Inc., Genus PLC. Motions referred to Magistrate Judge Stephen L. Crocker. (Greenhut, Jason) (Entered: 04/16/2020)
04/16/2020	79	** TEXT ONLY ORDER ** ORDER granting 78 Motion to Admit Jason Phillip Greenhut Pro Hac Vice. Signed by Magistrate Judge Peter A. Oppeneer on 4/16/2020. (lak) (Entered: 04/16/2020)
04/17/2020	80	Redaction to 76 Brief in Opposition by Defendants ABS Global, Inc., Genus PLC. (Modl, Michael) Modified on 4/17/2020 (voc). (Entered: 04/17/2020)
04/17/2020	81	Redaction to 77 Declaration, by Defendants ABS Global, Inc., Genus PLC (Attachments: # 1 Exhibit 1 - Excerpts from Disclosure of Asserted Claims and Infringement Contentions) (Modl, Michael) (Entered: 04/17/2020)
04/17/2020	82	Brief in Opposition by Defendants ABS Global, Inc., Genus PLC re: 74 Motion for Leave to File filed by Inguran, LLC (Modl, Michael) (Entered: 04/17/2020)
04/20/2020	83	Joint Preliminary Pretrial Conference Report by Plaintiff Inguran, LLC (O'Neill, Kirt) (Entered: 04/20/2020)
04/21/2020	84	Brief in Reply by Plaintiff Inguran, LLC in Support of 57 Motion for Leave to File, <i>Plaintiff's Reply in Support of its Motion for Leave to File a Supplemental Complaint</i> (Sealed Document) (O'Neill, Kirt) (Entered: 04/21/2020)
04/22/2020	85	Redaction to 84 Brief in Reply by Plaintiff Inguran, LLC (O'Neill, Kirt) (Entered: 04/22/2020)
04/23/2020	86	** TEXT ONLY ORDER ** On April 23, 2020, the court held a telephonic status conference in place of the preliminary pretrial conference. The court stayed discovery until July 31, 2020 or until it rules on the pending motion to dismiss, whichever comes first. The court set jury selection and trial for January 31, 2022 at 9:00 and set June 28, 2021 as the deadline to file dispositive motions. The court did not set any dates except to give the parties until May 8, 2020 to jointly submit their proposal(s) on filling in the rest of the schedule and to submit any other proposals about how they would like to see this case move forward. Signed by Magistrate Judge Stephen L. Crocker on 4/23/2020. (rks) (Entered: 04/23/2020)
05/08/2020	87	Notice by Plaintiff Inguran, LLC re 86 Pretrial Conference Order,, <i>Joint Proposed Case Schedule</i> . (O'Neill, Kirt) (Entered: 05/08/2020)
07/06/2020	88	Motion for Leave to File <i>Plaintiff's Second Supplemental Complaint to Assert Infringement of Another Recently Issued Patent</i> by Plaintiff Inguran, LLC. (Attachments: # 1 Exhibit 1 - Plaintiff's Second Supplemental Complaint, # 2 Exhibit A - Patent No. 10,583,439, # 3 Exhibit B - Patent No. 10,689,210, # 4 Exhibit 2 - Redline of complaint) (O'Neill, Kirt) (Entered: 07/06/2020)
07/07/2020		Set Briefing Deadlines as to 88 Motion for Leave to File <i>Plaintiff's Second Supplemental Complaint to Assert Infringement of Another Recently Issued Patent</i> . Brief in Opposition due 7/16/2020. Brief in Reply due 7/23/2020. (rks/BGW) (Entered: 07/07/2020)
07/16/2020	89	Brief in Opposition by Defendants ABS Global, Inc., Genus PLC re: 88 Motion for Leave to File, filed by Inguran, LLC <i>ABS's Opposition to ST's Motion for Leave to File a Second Supplemental Complaint</i> (Sealed Document) (Horowitz, Steven) (Entered: 07/16/2020)
07/16/2020	90	Declaration of Steven J. Horowitz filed by Defendants ABS Global, Inc., Genus PLC <i>in Support of ABS's Opposition to ST's Motion for Leave to File Second Supplemental Complaint</i> 89 re: 88 Motion for Leave to File, (Attachments: # 1 Exhibit 1 - '439 Patent File History Excerpts, # 2 Exhibit 2 - '210 Patent File History Excerpts) (Horowitz, Steven) (Entered: 07/16/2020)
07/17/2020	91	Motion for Extension of Time to Respond to Defendants' Opposition to Plaintiff's Motion for Leave to File a Second Supplemental Complaint by Plaintiff Inguran, LLC. Motions referred to Magistrate Judge Stephen L. Crocker. Response due 7/24/2020. (Attachments: # 1 Exhibit A - email dated July 16, 2020) (O'Neill, Kirt) (Entered: 07/17/2020)
07/17/2020	92	Notice by Plaintiff Inguran, LLC re 91 Motion for Extension of Time to Respond to Defendants' Opposition to Plaintiff's Motion for Leave to File a Second Supplemental Complaint Notice that Plaintiff's Motion for Extension of Time (Dkt.91) is

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		<i>Unopposed.</i> (Attachments: # 1 Exhibit A - Agreement regarding NonOpposition) (O'Neill, Kirt) (Entered: 07/17/2020)
07/17/2020	93	Redaction to 89 Brief in Opposition by Defendants ABS Global, Inc., Genus PLC re: 88 Motion for Leave to File, filed by Inguran, LLC (Greenhut, Jason) Modified on 7/17/2020 (voc). (Entered: 07/17/2020)
07/20/2020	94	** TEXT ONLY ORDER ** ORDER granting 91 Motion for Extension of Time. Brief in Reply due 8/6/2020. Signed by District Judge William M. Conley on 7/20/2020. (rks) (Entered: 07/20/2020)
07/28/2020	95	Motion to Admit Kevin Robert Oliver Pro Hac Vice. (Pro Hac Vice fee \$ 100 receipt number 0758-2721721.) by Defendants ABS Global, Inc., Genus PLC. Motions referred to Magistrate Judge Stephen L. Crocker. (Oliver, Kevin) (Entered: 07/28/2020)
07/28/2020	96	** TEXT ONLY ORDER ** ORDER granting 95 Motion to Admit Kevin Robert Oliver Pro Hac Vice. Signed by Magistrate Judge Peter A. Oppeneer on 7/28/2020. (lak) (Entered: 07/28/2020)
07/28/2020	97	Motion to Stay <i>Motion to Extend Discovery Stay to October 30, 2020</i> by Defendants ABS Global, Inc., Genus PLC. Response due 8/4/2020. (Horowitz, Steven) (Entered: 07/28/2020)
07/30/2020	98	** TEXT ONLY ORDER ** Defendants' motion to extend the discovery stay is granted without the need for a response from plaintiff. A confluence of events has pushed the court behind schedule, thus undermining the purpose of and benefits derived from the original stay. Therefore, discovery remains stayed until October 30, 2020 or until the court rules on all pending motions relating to the pleadings, whichever comes first. The court will hold a telephonic status and scheduling conference if necessary after the court enters its order(s) on these motions. Signed by Magistrate Judge Stephen L. Crocker on 7/30/2020. (rks) (Entered: 07/30/2020)
08/06/2020	99	Brief in Reply by Plaintiff Inguran, LLC in Support of 88 Motion for Leave to File, (O'Neill, Kirt) (Entered: 08/06/2020)
08/06/2020	100	Declaration of George Andrew Lever Rosbrook filed by Plaintiff Inguran, LLC re: 88 Motion for Leave to File, (Attachments: # 1 Exhibit 1 - Excerpt of file history of US Patent Application No. 14/213,800) (O'Neill, Kirt) (Entered: 08/06/2020)
10/26/2020	101	Motion to Stay <i>Motion to Extend Discovery Stay to January 4, 2021</i> by Defendants ABS Global, Inc., Genus PLC. Response due 11/2/2020. (Attachments: # 1 Exhibit 1 - IPR2021-00088 Petition) (Horowitz, Steven) (Entered: 10/26/2020)
10/28/2020	102	Brief in Opposition by Plaintiff Inguran, LLC re: 101 Motion to Stay filed by ABS Global, Inc., Genus PLC (O'Neill, Kirt) (Entered: 10/28/2020)
10/30/2020	103	** TEXT ONLY ORDER ** Having considered the parties' submissions, defendants' motion to continue the stay is granted over plaintiff's objection. We will reassess where we find ourselves once the court rules on the pending motions. Signed by Magistrate Judge Stephen L. Crocker on 10/30/2020. (jls) (Entered: 10/30/2020)
12/21/2020	104	Notice of Withdrawal of Counsel by Michael J. Modl re: Defendants ABS Global, Inc., Genus PLC <i>Withdrawal of PHV Counsel Bryan C. Mulder</i> (Modl, Michael) (Entered: 12/21/2020)
12/28/2020	105	Motion to Stay <i>Motion to Extend Discovery Stay</i> by Defendants ABS Global, Inc., Genus PLC. Response due 1/4/2021. (Attachments: # 1 Exhibit 1 - 987 Reexam Rejection, # 2 Exhibit 2 - IPR2021-00306 Petition) (Modl, Michael) (Entered: 12/28/2020)
01/04/2021	106	Brief in Opposition by Plaintiff Inguran, LLC re: 105 Motion to Stay filed by ABS Global, Inc., Genus PLC (O'Neill, Kirt) (Entered: 01/04/2021)
01/11/2021	107	** TEXT ONLY ORDER ** Understanding plaintiff's frustration at the delays, the court will continue its stay of discovery until March 1, 2021 or until it rules on the pending dismissal motion. The court will address scheduling ramifications at that time. Signed by Magistrate Judge Stephen L. Crocker on 1/11/2021. (rks) (Entered: 01/11/2021)
02/23/2021	108	Motion to Stay <i>Discovery</i> by Defendants ABS Global, Inc., Genus PLC. Response due 3/2/2021. (Modl, Michael) (Entered: 02/23/2021)
02/26/2021	109	Brief in Opposition by Plaintiff Inguran, LLC re: 108 Motion to Stay filed by ABS Global, Inc., Genus PLC (O'Neill, Kirt) (Entered: 02/26/2021)
03/23/2021	110	** TEXT ONLY ORDER ** At this juncture, the current schedule is unsalvageable, so all remaining dates are struck. Discovery remains stayed until the court rules on the pending motion to dismiss. The court will hold a telephonic status and scheduling conference on June 30, 2021 at 2:00 p.m. on the assumption that the dismissal motion will have been decided by then. Signed by Magistrate Judge Stephen L. Crocker on 3/23/2021. (rks) (Entered: 03/23/2021)
03/29/2021	111	Notice by Plaintiff Inguran, LLC <i>Notice Regarding Patent Office Affirmance of the '987 Patent's Validity in Concurrent Reexamination Proceeding.</i> (Attachments: # 1 Exhibit A - Notice of Intent to Issue Ex Parte Reexamination Certificate) (Moffett, Daniel) (Entered: 03/29/2021)
04/30/2021	112	Notice of Withdrawal of Counsel by Daniel L Moffett re: Plaintiff Inguran, LLC <i>Notice of Withdrawal of Appearance as to Pro Hac Vice Counsel Clayton N. Matheson</i> (Moffett, Daniel) (Entered: 04/30/2021)
05/07/2021	113	Notice by Defendant ABS Global, Inc. <i>of Institution of Inter Partes Review of the '439 Patent.</i> (Attachments:

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		# 1 Exhibit A - Institution Decision) (Modl, Michael) Modified on 5/7/2021. (lak) (Entered: 05/07/2021)
06/09/2021	114	Notice by Plaintiff Inguran, LLC of <i>Termination of Concurrent Proceeding Challenging the Validity of the '210 Patent</i> . (Attachments: # 1 Exhibit A - Denial of Institution of Inter Partes Review) (Moffett, Daniel) Modified on 6/10/2021. (lak) (Entered: 06/09/2021)
06/29/2021	115	Notice of Appearance filed by Justin Harold Lessner for Defendants ABS Global, Inc., Genus PLC. (Lessner, Justin) (Entered: 06/29/2021)
06/29/2021		Notice to Counsel: The Scheduling Conference set for 6/30/2021 is canceled. (rks/ck) (Entered: 06/29/2021)
10/11/2021	116	Motion for for a Status Conference with Magistrate Judge Crocker by Plaintiff Inguran, LLC. Response due 10/18/2021. (Zylstra, Sarah) (Entered: 10/11/2021)
10/12/2021	117	Brief in Opposition by Defendants ABS Global, Inc., Genus PLC re: 116 Motion for Miscellaneous Relief filed by Inguran, LLC (Lessner, Justin) (Entered: 10/12/2021)
10/12/2021	118	** TEXT ONLY ORDER ** Plaintiff's motion for a status conference is granted over defendants' objection. The court will hold a telephonic status conference on December 9, 2021 at 1:30 p.m. Signed by Magistrate Judge Stephen L. Crocker on 10/12/2021. (jls) (Entered: 10/12/2021)
12/06/2021	119	** TEXT ONLY ORDER ** When, on October 12, 2021, the court set a telephonic status conference for December 9, 2021, it was in anticipation of rulings before then on the pending motions to consolidate and to dismiss (dkt. 37 in 20-cv-85, dkt. 12 and 23 in 20-cv-349). Those rulings haven't issued, but they should issue presently. Therefore, the telephonic status conference is moved to December 21, 2021 at 3:30 p.m. Counsel for plaintiff responsible for setting up the call to chambers at (608) 264-5153. Signed by Magistrate Judge Stephen L. Crocker on 12/6/2021. (kwf) (Entered: 12/06/2021)
12/20/2021	120	ORDER denying as moot 8 Motion for Preliminary Injunction; denying as moot 12 Motion to Expedite; granting 37 Motion to Dismiss; denying as moot 54 Motion for Leave to File; denying as moot 55 Motion for Leave to File; denying as moot 57 Motion for Leave to File; denying as moot 88 Motion for Leave to File; denying 74 Motion for Leave to File. Signed by District Judge William M. Conley on 12/20/2021. (rks) (Entered: 12/20/2021)
12/20/2021	121	JUDGMENT entered in favor of Defendants ABS Global, Inc., Genus PLC dismissing the case. (rks) (Entered: 12/20/2021)
01/13/2022	122	Notice of Withdrawal of Counsel by Daniel L Moffett re: Plaintiff Inguran, LLC <i>Notice of Withdrawal of Appearance of Pro Hac Vice Counsel Kirt S. O'Neill</i> (Moffett, Daniel) (Entered: 01/13/2022)
01/19/2022	123	NOTICE OF APPEAL - FEDERAL CIRCUIT by Plaintiff Inguran, LLC as to 120 Order on Motion to Dismiss, Order on Motion for Leave to File, Order on Motion for Preliminary Injunction, Order on Motion to Expedite, 121 Judgment. Filing fee of \$505, receipt number 0758-2995597, paid. (Moffett, Daniel) (Entered: 01/19/2022)
01/19/2022	124	Transmission of Notice of Appeal, Information Sheet, Order, Judgment and Docket Sheet to Federal Circuit Court of Appeals re: 123 Notice of Appeal. (Attachments: # 1 Information Sheet, # 2 Order, # 3 Judgment, # 4 Docket Sheet) (lak) (Entered: 01/19/2022)
01/21/2022		USCA Case Number 2022-1385 for 123 Notice of Appeal, filed by Inguran, LLC. (rks) (Entered: 01/21/2022)

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