

**U.S. District Court [LIVE]
Western District of Texas (Waco)
CIVIL DOCKET FOR CASE #: 6:21-cv-00389-ADA**

Kajeet, Inc. v. Trend Micro Inc.
Assigned to: Judge Alan D Albright
Case in other court: USCA Federal Circuit, 22-00133
Cause: 35:271 Patent Infringement

Date Filed: 04/21/2021
Jury Demand: Both
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Date Filed	#	Docket Text
04/21/2021	1	COMPLAINT (Filing fee \$ 402 receipt number 0542-14722662), filed by Kajeet, Inc.. (Attachments: # 1 Exhibit A - US8667559, # 2 Exhibit B - Excerpt from 559 File History, # 3 Exhibit C - Product Guide, # 4 Civil Cover Sheet)(Vowell, Corby) (Entered: 04/21/2021)
04/21/2021	2	REQUEST FOR ISSUANCE OF SUMMONS by Kajeet, Inc.. (Vowell, Corby) (Entered: 04/21/2021)
04/21/2021	3	Notice of Filing of Patent/Trademark Form (AO 120). AO 120 forwarded to the Director of the U.S. Patent and Trademark Office. (Vowell, Corby) (Entered: 04/21/2021)
04/21/2021	4	RULE 7 DISCLOSURE STATEMENT filed by Kajeet, Inc.. (Vowell, Corby) (Entered: 04/21/2021)
04/21/2021		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. (bw) (Entered: 04/21/2021)
04/21/2021		All parties shall comply with the Standing Orders of Judge Alan D. Albright located at https://www.txwd.uscourts.gov/judges-information/standing-orders/ . (Entered: 04/21/2021)
04/21/2021	5	Summons Issued as to Trend Micro Inc.. (bw) (Entered: 04/21/2021)
05/10/2021	6	Unopposed MOTION for Extension of Time to File Answer re 1 Complaint, by Kajeet, Inc.. (Attachments: # 1 Proposed Order)(Vowell, Corby) (Entered: 05/10/2021)
05/11/2021		Text Order GRANTING 6 Motion for Extension of Time to Answer entered by Judge Alan D Albright. Upon consideration of Plaintiffs Unopposed Motion for Extension of Time to Answer the Complaint or Otherwise Plead, the Court finds that the motion should be and is hereby GRANTED. IT IS ORDERED that Defendant TREND MICRO, INC. is hereby granted an extension of time up to and including July 5, 2021, in which to answer, move or otherwise respond to the Complaint in this action. (This is a text-only entry generated by the court. There is no document associated with this entry.) (ep4) (Entered: 05/11/2021)
05/11/2021		Reset Answer Deadlines: Trend Micro Inc. answer due 7/5/2021. (bw) (Entered: 05/11/2021)
06/16/2021	7	Standing Order regarding Scheduling Order. Signed by Judge Alan D Albright. (Entered: 06/16/2021)

		06/17/2021)
07/05/2021	8	Motion to Dismiss for Failure to State a Claim by Trend Micro Inc.. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(Chiarello, Katherine) (Entered: 07/05/2021)
07/05/2021	9	RULE 7 DISCLOSURE STATEMENT filed by Trend Micro Inc.. (Chiarello, Katherine) (Entered: 07/05/2021)
07/08/2021	10	MOTION to Appear Pro Hac Vice by Katherine Patrice Chiarello (Filing fee \$ 100 receipt number 0542-14989599) for Katherine A. Smith on behalf of Trend Micro Inc.. (Chiarello, Katherine) Modified on 7/8/2021 (lad). (Entered: 07/08/2021)
07/08/2021	11	MOTION to Appear Pro Hac Vice by Katherine Patrice Chiarello (Filing fee \$ 100 receipt number 0542-14989634) for Manish Mehta on behalf of Trend Micro Inc.. (Chiarello, Katherine) Modified on 7/8/2021 (lad). (Entered: 07/08/2021)
07/08/2021	12	MOTION to Appear Pro Hac Vice by Katherine Patrice Chiarello (Filing fee \$ 100 receipt number 0542-14991315) by on behalf of Trend Micro Inc.. (Chiarello, Katherine) (Entered: 07/08/2021)
07/09/2021		Text Order GRANTING 10 , 11 , and 12 Motions to Appear Pro Hac Vice. Before the Court are the Motions for Admission Pro Hac Vice. The Court, having reviewed the Motions, finds they should be GRANTED and therefore orders as follows: IT IS ORDERED the Motions for Admission Pro Hac Vice are GRANTED. IT IS FURTHER ORDERED that Applicant, if he/she has not already done so, shall immediately tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Rule AT-I (f)(2). 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 entered by Judge Alan D Albright.(This is a text-only entry generated by the court. There is no document associated with this entry.) (ep4) (Entered: 07/09/2021)
07/12/2021	13	STATUS REPORT [<i>Case Readiness Status Report</i>] by Kajeet, Inc.. (Vowell, Corby) (Entered: 07/12/2021)
07/19/2021	14	Memorandum in Opposition to Motion, filed by Kajeet, Inc., re 8 Motion to Dismiss for Failure to State a Claim filed by Defendant Trend Micro Inc. (Attachments: # 1 Affidavit Declaration of Corby R. Vowell in Support of Plaintiff's Opposition to Defendant's Motion to Dismiss, # 2 Exhibit 1 - Trend Micro Mobile Security 9.0 for iOS Product Guide, V1.0, # 3 Exhibit 2 - Declaration of Dr. Charles D. Knutson)(Vowell, Corby) (Entered: 07/19/2021)
07/26/2021	15	RESPONSE in Support, filed by Trend Micro Inc., re 8 Motion to Dismiss for Failure to State a Claim filed by Defendant Trend Micro Inc. (Chiarello, Katherine) (Entered: 07/26/2021)
07/30/2021	16	MOTION to Appear Pro Hac Vice by Katherine Patrice Chiarello (Filing fee \$ 100 receipt number 0542-15069101) by on behalf of Trend Micro Inc.. (Chiarello, Katherine) (Entered: 07/30/2021)
07/30/2021		Text Order GRANTING 16 Motion to Appear Pro Hac Vice for Attorney Cristina Q. Almendarez for Trend Micro Inc.. Before the Court is the Motion for Admission Pro Hac Vice. The Court, having reviewed the Motion, finds it should be GRANTED and therefore orders as follows: IT IS ORDERED the Motion for Admission Pro Hac Vice is GRANTED. IT IS FURTHER ORDERED that Applicant, if he/she has not already done so, shall immediately tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Rule AT-I (f)(2). 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 entered by Judge Alan D Albright. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jc5) (Entered: 07/30/2021)
08/09/2021	18	Proposed Scheduling Order <i>JOINT MOTION FOR ENTRY OF [PROPOSED] SCHEDULING ORDER</i> by Trend Micro Inc.. (Chiarello, Katherine) (Entered: 08/09/2021)
08/09/2021	19	Opposed MOTION to Transfer Case <i>DEFENDANT TREND MICRO, INC.S OPPOSED MOTION FOR TRANSFER OF VENUE TO THE NORTHERN DISTRICT OF CALIFORNIA OR ALTERNATIVELY TO THE AUSTIN DIVISION OF THE WESTERN DISTRICT OF TEXAS</i> by Trend Micro Inc.. (Attachments: # 1 Exhibit)(Chiarello, Katherine) (Entered: 08/09/2021)
08/20/2021	20	NOTICE OF PROPOSED SCHEDULING ORDER by Kajeet, Inc. (Vowell, Corby) (Entered: 08/20/2021)
08/23/2021	21	Response in Opposition to Motion, filed by Kajeet, Inc., re 19 Opposed MOTION to Transfer Case <i>DEFENDANT TREND MICRO, INC.S OPPOSED MOTION FOR TRANSFER OF VENUE TO THE NORTHERN DISTRICT OF CALIFORNIA OR ALTERNATIVELY TO THE AUSTIN DIVISION OF THE WESTERN DISTRICT OF TEXAS</i> filed by Defendant Trend Micro Inc. (Vowell, Corby) (Entered: 08/23/2021)
08/30/2021	22	RESPONSE in Support, filed by Trend Micro Inc., re 19 Opposed MOTION to Transfer Case <i>DEFENDANT TREND MICRO, INC.S OPPOSED MOTION FOR TRANSFER OF VENUE TO THE NORTHERN DISTRICT OF CALIFORNIA OR ALTERNATIVELY TO THE AUSTIN DIVISION OF THE WESTERN DISTRICT OF TEXAS</i> filed by Defendant Trend Micro Inc. (Attachments: # 1 Exhibit, # 2 Exhibit, # 3 Exhibit, # 4 Exhibit, # 5 Exhibit, # 6 Exhibit, # 7 Exhibit)(Chiarello, Katherine) (Entered: 08/30/2021)
10/07/2021	23	MOTION to Appear Pro Hac Vice by Jennifer Rappoport (Filing fee \$ 100 receipt number 0542-15307025) by on behalf of Trend Micro Inc.. (Rappoport, Jennifer) (Entered: 10/07/2021)
10/08/2021	25	Standing Order Regarding Order Governing Proceedings Patent Cases. Signed by Judge Alan D Albright. (Entered: 10/13/2021)
10/12/2021	24	ORDER GRANTING 23 Motion to Appear Pro Hac Vice for Attorney Samuel Ruggio for Trend Micro Inc.. 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. Signed by Judge Alan D Albright. (ir) (Entered: 10/12/2021)
10/15/2021	26	NOTICE OF SUPPLEMENTAL AUTHORITY IN SUPPORT OF ITS MOTION TO TRANSFER AND SUBMISSION OF PROPOSED ORDERS by Trend Micro Inc. re 19 Opposed MOTION to Transfer Case <i>DEFENDANT TREND MICRO, INC.S OPPOSED MOTION FOR TRANSFER OF VENUE TO THE NORTHERN DISTRICT OF CALIFORNIA OR ALTERNATIVELY TO THE AUSTIN DIVISION OF THE WESTERN DISTRICT OF TEXAS</i> (Attachments: # 1 Exhibit, # 2 Exhibit, # 3 Exhibit, # 4 Exhibit) (Chiarello, Katherine) (Entered: 10/15/2021)
10/25/2021	27	NOTICE of Change of Address by Katherine Patrice Chiarello (Chiarello, Katherine) (Entered: 10/25/2021)
11/05/2021	28	MOTION to Appear Pro Hac Vice by Corby R. Vowell <i>Richard Wojcio</i> (Filing fee \$ 100 receipt number 0542-15412630) by on behalf of Kajeet, Inc.. (Attachments: # 1 Proposed Order Order)(Vowell, Corby) (Entered: 11/05/2021)

11/05/2021	29	Opening Claim Construction Brief by Trend Micro Inc.. (Attachments: # 1 Declaration, # 2 Exhibit, # 3 Exhibit, # 4 Exhibit, # 5 Exhibit, # 6 Exhibit, # 7 Exhibit, # 8 Exhibit, # 9 Exhibit, # 10 Exhibit, # 11 Exhibit, # 12 Declaration, # 13 Exhibit)(Chiarello, Katherine) (Entered: 11/05/2021)
11/09/2021	30	ORDER GRANTING 28 Motion to Appear Pro Hac Vice for Attorney Richard A. Wojcio Jr. Attorney added for Kajeet, Inc. 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, if he/she has not previously done so for a prior case in this District . Signed by Judge Alan D Albright. (jkda) (Entered: 11/09/2021)
11/11/2021	31	STATUS REPORT <i>Regarding Motion for Inter-District Transfer</i> by Trend Micro Inc.. (Chiarello, Katherine) (Entered: 11/11/2021)
11/19/2021	32	ORDER, (Discovery Hearing set for 11/22/2021 02:30 PM before Judge Alan D Albright). Signed by Judge Alan D Albright. (bot2) (Entered: 11/19/2021)
11/22/2021	33	Minute Entry for proceedings held before Judge Alan D Albright: Discovery Hearing held on 11/22/2021. Case called for discovery hearing by zoom. The Court discovered that the parties do not have a protective order in the case so the Court will enter a protective order. (Minute entry documents are not available electronically.) (Court Reporter Kristie Davis.) (ir) (Entered: 11/22/2021)
11/30/2021	34	DISCOVERY ORDER. Signed by Judge Alan D Albright. (ir) (Entered: 11/30/2021)
12/03/2021	35	Reply Claim Construction Brief by Kajeet, Inc.. (Attachments: # 1 Declaration of Richard A Wojcio Jr in Support of Plaintiff's Responsive Claim Construction Brief, # 2 Exhibit A, # 3 Exhibit B)(Wojcio, Richard) (Entered: 12/03/2021)
12/14/2021	36	11-22-21 Discovery Hearing Sealed Transcript filed (This transcript is not available electronically) (kd) (Entered: 12/14/2021)
12/17/2021	37	Reply Claim Construction Brief by Trend Micro Inc.. (Chiarello, Katherine) (Entered: 12/17/2021)
12/27/2021	38	STATUS REPORT <i>Regarding Motion for Inter-District Transfer</i> by Trend Micro Inc.. (Chiarello, Katherine) (Entered: 12/27/2021)
01/04/2022	39	ORDER, (Markman Hearing set for 1/24/2022 01:30 PM before Judge Alan D Albright). Signed by Judge Alan D Albright. (bot3) (Entered: 01/04/2022)
01/10/2022	40	ORDER, (Discovery Hearing set for 1/11/2022 09:00 AM before Judge Alan D Albright). Signed by Judge Alan D Albright. (bot1) (Entered: 01/10/2022)
01/10/2022	41	Reply Claim Construction Brief by Kajeet, Inc.. (Attachments: # 1 Exhibit Declaration of Richard Wojcio, # 2 Exhibit A - Joint CC Chart (Kajeet v. Qustodio), # 3 Exhibit B - Excerpts from Qustodio CC Brief, # 4 Exhibit C - US7899438)(Wojcio, Richard) (Entered: 01/10/2022)
01/11/2022	42	Minute Entry for proceedings held before Judge Alan D Albright: Discovery Hearing held on 1/11/2022. Case called for Discovery hearing by zoom. The parties argued their discovery issues and the Court heard such issues. The Court made ruling on issues and an Order will be forthcoming. (Minute entry documents are not available electronically.). (Court Reporter Kristie Davis.)(ir) (Entered: 01/11/2022)
01/12/2022	43	ORDER DENYING 19 Motion to Transfer Case to the Northern District ofCalifornia. Signed by Judge Alan D Albright. (ir) (Entered: 01/13/2022)
01/13/2022	44	NOTICE <i>Joint Claim Construction Statement</i> by Kajeet, Inc. (Wojcio, Richard) (Entered: 01/13/2022)

		01/13/2022)
01/14/2022	45	ORDER DENYING 8 Motion to Dismiss for Failure to State a Claim. Signed by Judge Alan D Albright. (ir) (Entered: 01/14/2022)
01/20/2022	46	DISCOVERY ORDER. Signed by Judge Alan D Albright. (ir) (Entered: 01/20/2022)
01/24/2022	47	Minute Entry for proceedings held before Judge Alan D Albright. Markman Hearing held on 1/24/2022. PARTIES ANNOUNCE READY. STATEMENTS AND ARGUMENTS OF COUNSEL HEARD. DISCOVERY IS OPEN. WRITTEN ORDER FORTHCOMING. (Minute entry documents are not available electronically.) (Court Reporter Lily Reznik.) (bw) (Entered: 01/24/2022)
01/28/2022	48	ANSWER to 1 Complaint, with Jury Demand by Trend Micro Inc..(Almendarez, Cristina) (Entered: 01/28/2022)
02/01/2022	49	RULE 7 DISCLOSURE STATEMENT filed by Trend Micro Inc. identifying Corporate Parent Trend Micro, Incorporated (Japan) for Trend Micro Inc.. (Almendarez, Cristina) (Entered: 02/01/2022)
02/15/2022	50	Transcript filed of Proceedings held on January 24, 2022, Proceedings Transcribed: Videoconference Markman Hearing. Court Reporter/Transcriber: Lily I. Reznik, Telephone number: 512-391-8792 or Lily_Reznik@txwd.uscourts.gov. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 3/8/2022, Redacted Transcript Deadline set for 3/18/2022, Release of Transcript Restriction set for 5/16/2022, (lr) (Entered: 02/15/2022)
03/10/2022		<p>Parties shall comply with Judge Albright's updated standing orders and COVID-19 standing order available by clicking the included hyperlinks.</p> <p>The updated orders are as follows:</p> <ol style="list-style-type: none"> 1. Standing Order Regarding Notice of Readiness for Patent Cases 030722, 2. Standing Order on Pretrial Procedures and Requirements in Civil Cases 030722, 3. Standing Order Governing Proceedings 4.0 - Patent Cases 030722, 4. Amended Standing Order Regarding Coronavirus (COVID-19) and Court Proceedings, 5. Amended Standing Order Regarding Joint Or Unopposed Request To Change Deadlines 030722, 6. Amended Standing Order Regarding Filing Documents Under Seal and Redacted Public Versions 030722. (jkda) (Entered: 03/10/2022)
04/14/2022	51	Standing Order Regarding Order Governing Proceedings Patent Cases. Signed by Judge Alan D Albright. (Entered: 04/14/2022)
05/11/2022	52	Federal Circuit ORDER denying Petition for Writ of Mandamus. (zv) (Entered: 05/11/2022)
05/12/2022	54	ORDER WITHDRAWING. Signed by Judge Alan D Albright. (sv) (Entered: 05/12/2022)
05/12/2022	55	CLAIM CONSTRUCTION ORDER. Signed by Judge Alan D Albright. (sv) (Entered: 05/12/2022)
05/13/2022	56	MOTION to Stay Case <i>and Brief</i> by Kajeet, Inc.. (Attachments: # 1 Exhibit Declaration of Richard Wojcio, # 2 Exhibit Exhibit A, # 3 Exhibit Exhibit B, # 4 Exhibit Exhibit C, # 5 Exhibit Exhibit D, # 6 Exhibit Exhibit E, # 7 Exhibit Exhibit F, # 8 Exhibit Exhibit G, # 9

		Exhibit Exhibit H, # 10 Exhibit Exhibit I, # 11 Proposed Order Proposed Order)(Wojcio, Richard) (Entered: 05/13/2022)
05/16/2022	57	MOTION to Amend Complaint by Kajeet, Inc.. (Attachments: # 1 Exhibit Declaration of Richard Wojcio, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Errata E, # 6 Exhibit F, # 7 Exhibit G, # 8 Proposed Order ORDER)(Wojcio, Richard) (Entered: 05/16/2022)
05/18/2022	58	STIPULATION <i>TO EXTEND DEADLINES</i> by Trend Micro Inc.. (Mehta, Manish) (Entered: 05/18/2022)
05/27/2022	59	RESPONSE to Motion, filed by Trend Micro Inc., re 56 MOTION to Stay Case <i>and Brief</i> filed by Plaintiff Kajeet, Inc. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)(Chiarello, Katherine) (Entered: 05/27/2022)
06/03/2022	60	REPLY to Response to Motion, filed by Kajeet, Inc., re 56 MOTION to Stay Case <i>and Brief</i> filed by Plaintiff Kajeet, Inc. (Attachments: # 1 Exhibit Declaration of Richard Wojcio, # 2 Exhibit A, # 3 Exhibit B)(Wojcio, Richard) (Entered: 06/03/2022)
06/07/2022		Text Order GRANTING 56 Motion to Stay Case. IT IS HEREBY ORDERED that all current deadlines in this litigation are vacated and all proceedings are hereby stayed pending entry of a final written decision, or upon any earlier resolution or termination, of the Inter Partes Review proceeding, Case No. IPR2022-00001. Entered by Judge Alan D Albright. (This is a text-only entry generated by the court. There is no document associated with this entry.) (WMLc) (Entered: 06/07/2022)
06/07/2022	61	ORDER STAYING CASE Signed by Judge Alan D Albright. (sv) (Entered: 06/07/2022)
07/15/2022	62	MOTION to Withdraw as Attorney <i>Corby R. Vowell</i> by Kajeet, Inc.. (Attachments: # 1 Proposed Order Order)(Cooke, Michael) (Entered: 07/15/2022)
08/31/2022		Text Order GRANTING 62 Motion to Withdraw as Attorney entered by Judge Alan D Albright. The Court, having considered Plaintiff Kajeet, Inc.'s Motion for Corby R. Vowell to withdraw as counsel, and for good cause shown, finds that the Motion should be GRANTED; Accordingly, IT IS HEREBY ORDERED that Corby R. Vowell is hereby withdrawn as counsel of record for Plaintiff Kajeet, Inc. (This is a text-only entry generated by the court. There is no document associated with this entry.) (JGlc) (Entered: 08/31/2022)
09/16/2022		Parties shall comply with Judge Albright's updated standing orders available by clicking the included hyperlinks. The updated orders are as follows: 1. Standing Order Governing Proceedings Patent Cases , 2. Amended Standing Order On Pretrial Procedures and Requirements in Civil Cases . (bot4) (Entered: 09/17/2022)
09/20/2022	63	MOTION to Withdraw as Attorney <i>Katherine A. Smith</i> by Trend Micro Inc.. (Attachments: # 1 Proposed Order)(Mehta, Manish) (Entered: 09/20/2022)
09/21/2022		Text Order GRANTING 63 Motion to Withdraw as Attorney entered by Judge Alan D Albright. IT IS HEREBY ORDERED that Katherine A. Smith is withdrawn as counsel of record for Defendant Trend Micro, Inc. (This is a text-only entry generated by the court. There is no document associated with this entry.) (PTlc) (Entered: 09/21/2022)

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11/02/2022 12:02:12			
PACER Login:	BF0002HA	Client Code:	
Description:	Docket Report	Search Criteria:	6:21-cv-00389-ADA
Billable Pages:	6	Cost:	0.60