

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

INTELLECTUAL VENTURES I LLC,

Plaintiff,

v.

T-MOBILE USA, INC. and T-MOBILE US, INC.,

Defendants.

C.A. No. 13-1632-LPS

INTELLECTUAL VENTURES I LLC,

Plaintiff,

v.

NEXTEL OPERATIONS, INC. and
SPRINT SPECTRUM L.P.,
BOOST MOBILE, LLC, and
VIRGIN MOBILE USA, L.P.,

Defendants

C.A. No. 13-1634-LPS

INTELLECTUAL VENTURES II LLC,

Plaintiff,

v.

NEXTEL OPERATIONS, INC. and
SPRINT SPECTRUM L.P.,
BOOST MOBILE, LLC, and
VIRGIN MOBILE USA, L.P.,

Defendants

C.A. No. 13-1635-LPS

INTELLECTUAL VENTURES I LLC,	:	
	:	
Plaintiff,	:	
	:	
v.	:	C.A. No. 13-1636-LPS
	:	
UNITED STATES CELLULAR CORPORATION,	:	
	:	
Defendant.	:	
_____	:	
INTELLECTUAL VENTURES II LLC,	:	
	:	
Plaintiff,	:	
	:	
v.	:	C.A. No. 13-1637-LPS
	:	
UNITED STATES CELLULAR CORPORATION,	:	
	:	
Defendant.	:	
_____	:	
INTELLECTUAL VENTURES I LLC,	:	
	:	
Plaintiff,	:	
	:	
v.	:	C.A. No. 15-800-LPS
	:	
T-MOBILE USA, INC. and T-MOBILE US, INC.,	:	
	:	
Defendants.	:	
_____	:	

ORDER

At Wilmington this **23rd** day of **August, 2017**:

For reasons discussed in the Memorandum Opinion issued this same date,

IT IS HEREBY ORDERED that:

1. IV's motion for summary judgment on Defendants' affirmative defenses related to the '793 patent (C.A. No. 13-1632-LPS D.I. 768 at 30-33; C.A. No. 13-1634-LPS D.I. 735 at 30-33; C.A. No. 13-1635-LPS D.I. 581 at 30-33; C.A. No. 13-1636-LPS D.I. 527 at 30-33; C.A. No.

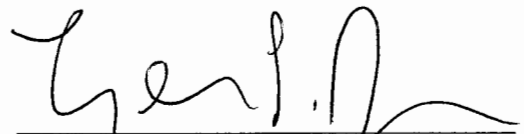
13-1637-LPS D.I. 505 at 30-33; C.A. No. 15-800-LPS D.I. 48 at 30-33) is **GRANTED**.

2. T-Mobile's motion for summary judgment that authorized sales by Ericsson USA exhausted IV's rights under the '073 patent (C.A. No. 13-1632-LPS D.I. 772 at 2-6; C.A. No. 13-1634-LPS D.I. 738 at 2-6; C.A. No. 13-1635-LPS D.I. 585 at 2-6; C.A. No. 13-1636-LPS D.I. 531 at 2-6; C.A. No. 13-1637-LPS D.I. 509 at 2-6; C.A. No. 15-800-LPS D.I. 52 at 2-6) is **GRANTED**.

3. T-Mobile's motion for summary judgment that prosecution history estoppel bars IV from relying on the doctrine of equivalents to establish infringement of the '0032 patent (C.A. No. 13-1632-LPS D.I. 772 at 7-15; C.A. No. 13-1634-LPS D.I. 738 at 7-15; C.A. No. 13-1635-LPS D.I. 585 at 7-15; C.A. No. 13-1636-LPS D.I. 531 at 7-15; C.A. No. 13-1637-LPS D.I. 509 at 7-15; C.A. No. 15-800-LPS D.I. 52 at 7-15) is **GRANTED**.

4. Defendants' motion for summary judgment of non-infringement of the '793 patent (C.A. No. 13-1632-LPS D.I. 772 at 75-78; C.A. No. 13-1634-LPS D.I. 738 at 75-78; C.A. No. 13-1635-LPS D.I. 585 at 75-78; C.A. No. 13-1636-LPS D.I. 531 at 75-78; C.A. No. 13-1637-LPS D.I. 509 at 75-78; C.A. No. 15-800-LPS D.I. 52 at 75-78) is **DENIED**.

5. As the Memorandum Opinion was filed under seal, the parties shall meet and confer and shall, no later than **August 28**, submit a proposed redacted version. Thereafter, the Court will issue a public version of its Memorandum Opinion.


HON. LEONARD P. STARK
UNITED STATES DISTRICT JUDGE