

(Counsel listed on signature page)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TECHNOLOGY PROPERTIES LIMITED
LLC, et al.,

Plaintiffs,

v.

HUAWEI TECHNOLOGIES CO., LTD.,
HUAWEI DEVICE CO., LTD., HUAWEI
DEVICE USA INC., FUTUREWEI
TECHNOLOGIES, INC., HUAWEI
TECHNOLOGIES USA INC.,

Defendants.

Case No. 3:12-cv-03865-VC (PSG)

**UNOPPOSED MOTION TO
WITHDRAW WITHOUT PREJUDICE
PLAINTIFFS' MOTION TO QUASH
OR LIMIT DEFENDANTS'
SUBPOENAS TO THIRD PARTY
CHARLES MOORE OR,
ALTERNATIVELY, FOR A
PROTECTIVE ORDER**

TECHNOLOGY PROPERTIES LIMITED
LLC, et al.,

Plaintiffs,

v.

GARMIN LTD., GARMIN
INTERNATIONAL, INC., and GARMIN
USA, INC.,

Defendants.

Case No. 3:12-cv-03870-VC (PSG)

TECHNOLOGY PROPERTIES LIMITED
LLC, et al.,

Plaintiffs,

v.

ZTE CORPORATION and ZTE (USA)
INC.,

Defendants.

Case No. 3:12-cv-03876-VC (PSG)

1 TECHNOLOGY PROPERTIES LIMITED
 2 LLC, et al.,
 3 Plaintiffs,
 4 v.
 5 SAMSUNG ELECTRONICS CO., LTD.
 6 and SAMSUNG ELECTRONICS
 7 AMERICA, INC.,
 Defendants.

Case No. 3:12-cv-03877-VC (PSG)

8 TECHNOLOGY PROPERTIES LIMITED
 9 LLC, et al.,
 Plaintiffs,
 10 v.
 11 LG ELECTRONICS, INC. and LG
 12 ELECTRONICS U.S.A., INC.,
 13 Defendants.

Case No. 3:12-cv-03880-VC (PSG)

14 TECHNOLOGY PROPERTIES LIMITED
 15 LLC, et al.,
 Plaintiffs,
 16 v.
 17 NINTENDO CO., LTD. and NINTENDO
 18 OF AMERICA, INC.,
 19 Defendants.
 20

Case No. 3:12-cv-03881-VC (PSG)

**UNOPPOSED MOTION TO WITHDRAW WITHOUT PREJUDICE PLAINTIFFS’
MOTION TO QUASH OR LIMIT DEFENDANTS’ SUBPOENAS TO THIRD PARTY
CHARLES MOORE OR, ALTERNATIVELY, FOR A PROTECTIVE ORDER**

Plaintiffs Phoenix Digital Solutions LLC, Technology Properties Limited LLC, and Patriot Scientific Corporation (together, “Plaintiffs”), hereby submit this unopposed motion to withdraw without prejudice Plaintiffs’ Motion to Quash or Limit Defendants’ Subpoenas to Third Party Charles Moore or, Alternatively, For a Protective Order (Dkt. No. 89)¹ in accordance with Civil L.R. 7-7. Defendants have indicated that they do not oppose Plaintiffs’ instant motion.

On June 9, 2015, Defendants issued document and deposition subpoenas to third party Charles Moore. Plaintiffs timely filed their motion to limit Defendants’ subpoenas to third party Charles Moore on June 23, 2015. *See* Dkt. No. 89. Plaintiffs’ motion sought to protect against the disclosure of Plaintiffs’ privileged information by Mr. Moore in response to Defendants’ subpoenas. *See* Dkt. No. 89. Defendants filed their response in opposition to Plaintiffs’ motion on July 7, 2015. *See* Dkt. No. 99. A hearing on Plaintiffs’ motion and Defendants’ opposition is currently calendared for August 11, 2015, at 10:00 a.m. before Judge Grewal.

After the filing of Plaintiffs’ motion and Defendants’ opposition, Mr. Moore produced documents in response to Defendants’ subpoena. Mr. Moore’s deposition was taken on July 15 and 16, 2015. Mr. Moore also provided a privilege log for his document production. At this point, Plaintiffs are satisfied that their interest have been protected and no longer see a need to pursue the relief requested in their original motion.

Also, while Defendants have not challenged any privilege designations of Mr. Moore’s documents or testimony, they have reserved the right to do so in the future. Accordingly, Plaintiffs seek to withdraw their motion (Dkt. No. 89) without prejudice to refile as necessary, and to cancel the hearing currently scheduled for August 11, 2015. Plaintiffs agree that Defendants are not waiving any rights with respect to the subject matter of Plaintiffs’ motion (Dkt. No. 89) by not opposing this motion to withdraw.

¹ Unless otherwise indicated, citations to “Dkt. No. ___” herein refer to docket entries in Case No. 3:12-CV-03880-VC (PSG), and include and incorporate the corresponding docket entries in the related civil actions.

Dated: July 29, 2015

Respectfully submitted,

/s/ Barry J. Bumgardner

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CERTIFICATE OF CONFERENCE

I hereby certify that on the 28th day of July, 2015, the parties held a meet and confer in accordance with the Local Rules regarding this motion, and that Plaintiffs' motion is unopposed by Defendants.

/s/ Barry J. Bumgardner

Barry J. Bumgardner

CERTIFICATE OF SERVICE

I hereby certify that on the 29th day of July, 2015, the undersigned electronically filed the foregoing document with the clerk of the Court for the U.S. District Court, Northern District of California, San Francisco Division, using the Court's electronic case filing ("ECF") system. The ECF system sent a "Notice of Electronic Filing" to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means. *See* Civil L.R. 5-1.

/s/ Barry J. Bumgardner

Barry J. Bumgardner