

Honorable Marsha J. Pechman

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UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

INTERVAL LICENSING LLC,

Plaintiff,

v.

AOL, INC.,

Defendant.

Case No. 2:11-CV-00716-MJP

Lead Case No. 2:10-CV-01385-MJP

**DEFENDANTS' JOINT RENEWED  
MOTION TO STAY PROCEEDINGS  
PENDING REEXAMINATIONS**

Note on Motion Calendar:  
June 7, 2011

INTERVAL LICENSING LLC,

Plaintiff,

v.

APPLE, INC.,

Defendant.

CASE NO. C11-708-MJP

LEAD CASE NO. C10-1385-MJP

INTERVAL LICENSING LLC,

Plaintiff,

v.

EBAY INC.,

Defendant.

CASE NO. C11-709-MJP

LEAD CASE NO. C10-1385-MJP

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INTERVAL LICENSING LLC,  
  
Plaintiff,  
  
v.  
  
FACEBOOK, INC.,  
  
Defendant.

CASE NO. C11-710-MJP  
  
LEAD CASE NO. C10-1385-MJP

INTERVAL LICENSING LLC,  
  
Plaintiff,  
  
v.  
  
GOOGLE INC.,  
  
Defendant.

CASE NO. C11-711-MJP  
  
LEAD CASE NO. C10-1385-MJP

INTERVAL LICENSING LLC,  
  
Plaintiff,  
  
v.  
  
NETFLIX, INC.,  
  
Defendant.

CASE NO. C11-712-MJP  
  
LEAD CASE NO. C10-1385-MJP

INTERVAL LICENSING LLC,  
  
Plaintiff,  
  
v.  
  
OFFICE DEPOT, INC.,  
  
Defendant.

CASE NO. C11-713-MJP  
  
LEAD CASE NO. C10-1385-MJP

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INTERVAL LICENSING LLC,  
  
Plaintiff,  
  
v.  
  
OFFICEMAX, INC.,  
  
Defendant.

CASE NO. C11-714-MJP  
  
LEAD CASE NO. C10-1385-MJP

INTERVAL LICENSING LLC,  
  
Plaintiff,  
  
v.  
  
STAPLES, INC.,  
  
Defendant.

CASE NO. C11-715-MJP  
  
LEAD CASE NO. C10-1385-MJP

INTERVAL LICENSING LLC,  
  
Plaintiff,  
  
v.  
  
YAHOO! INC.,  
  
Defendant.

CASE NO. C11-716-MJP  
  
LEAD CASE NO. C10-1385-MJP

INTERVAL LICENSING LLC,  
  
Plaintiff,  
  
v.  
  
YOUTUBE, INC.,  
  
Defendant.

CASE NO. C11-717-MJP  
  
LEAD CASE NO. C10-1385-MJP

1 Defendants AOL, Inc., Apple, Inc., eBay, Inc., Facebook, Inc., Google Inc., Netflix, Inc.,  
2 Office Depot, Inc., OfficeMax Inc., Staples, Inc., Yahoo! Inc., and YouTube, LLC (collectively,  
3 the “Defendants”), through their undersigned counsel, respectfully renew their Joint Motion to  
4 Stay Proceedings Pending Reexaminations (Dkt. 198). The Defendants respectfully renew their  
5 request that the Court stay each of the above-captioned cases pending resolution of  
6 reexamination proceedings before the United States Patent and Trademark Office (“PTO”)  
7 concerning each of the respective patents in suit. Specifically, as indicated in the parties’  
8 Updated Status Report Regarding Petitions For Reexamination (Dkt. 243), the PTO has ordered  
9 reexamination of all four of the patents involved in this litigation (United States Patents No.  
10 6,263,507 (“the ’507 patent”), No. 6,034,652 (“the ’652 patent”), No. 6,788,314 (“the ’314  
11 patent”), and No. 6,757,682 (“the ’682 patent”). Opening claim construction briefs are due in  
12 approximately one week on June 16, 2011 and a claim construction hearing is currently  
13 scheduled for July 22, 2011.

14 The Defendants' Joint Motion to Stay, renewed herein, was fully briefed as of April 1,  
15 2011 (Dkt. 198, 199, 206-209, 211) (All prior docket entries for this Motion are in the Lead Case  
16 No. 2:10-CV-01385-MJP). A proposed order was provided to the Court as Dkt. 198-1.

17 The PTO decisions ordering reexamination for each of the patents-in-suit and Office  
18 Actions from the PTO for the ‘314 and ‘682 patents (the only patents for which office actions  
19 have issued) are attached as:

- 20 • Exhibit 1 (‘507 patent order regarding reexamination),
- 21 • Exhibit 2 (‘682 patent order regarding reexamination and non-final office action),
- 22 • Exhibit 3 (‘652 patent order regarding reexamination) and
- 23 • Exhibit 4 (‘314 patent order regarding reexamination and non-final office action).
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- 25

26 Respectfully submitted,

27 FROMMER LAWRENCE & HAUG LLP

1 Dated: June 7, 2011

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21 *Attorneys for Plaintiff Interval Licensing*

**CERTIFICATE OF SERVICE**

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I, Mark P. Walters, hereby certify that on June 7, 2011, I caused the foregoing

**DEFENDANTS' JOINT RENEWED MOTION TO STAY PROCEEDINGS PENDING**

**REEXAMINATIONS** to be served on the following parties by Electronic CM/ECF:

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15  
16 DATED: June 7, 2011

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