

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

NETSOC, LLC,

Plaintiff,

v.

MATCH GROUP, LLC, *et al.*,

Defendants.

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Civil Action No. 3:18-CV-01809-N

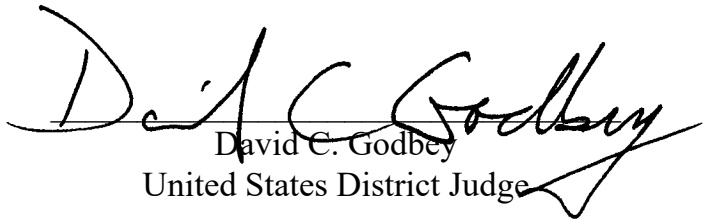
ORDER

This Order addresses Defendants Match Group, LLC, Plentyoffish Media ULC, and Humor Rainbow Inc.’s motion to stay pending resolution of Defendants’ two inter partes review petitions [57]. The Court denies Defendants’ motion.

District courts evaluate four factors when contemplating a motion to stay: (1) whether a stay would unduly prejudice the non-moving party; (2) whether a stay will simplify the issues in the case; (3) how much discovery has been completed and how close the case is to trial; and (4) the burden litigation poses on the court and parties when inter partes review proceedings loom. *See Murata Mach. USA v. Daifuki Co.*, 830 F.3d 1357, 1352, 1361 (Fed. Cir. 2016). This Court has previously applied those factors to stay a case pending completion of inter partes review. *MEC Res., LLC v. Vishay Americas, Inc.*, No. 3:18-CV-2770-N (N.D. Tex. May 6, 2019). The circumstances here are materially different. *MEC* was only five months old when the Defendant moved to stay. The parties had not completed any of their claim construction briefing, and only limited discovery was completed. This case was nearly a year old when Defendants filed their motion to stay. Claim construction briefing is

complete, and discovery is ongoing. The case is much further along. Accordingly, the Court holds that the balance of considerations do not favor staying the case, and denies Defendants' motion.

Signed July 15, 2019.


David C. Godbey
United States District Judge