

United States District Court  
For the Northern District of California

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

EVOLUTIONARY INTELLIGENCE,  
LLC,

Plaintiff,

v.

SPRINT NEXTEL CORPORATION,  
SPRINT COMMUNICATIONS  
COMPANY L.P., SPRINT SPECTRUM  
L.P., SPRINT SOLUTIONS INC.,

Defendants.

Case Nos. C-13-04513 RMW, C-13-04201 DJ, C-13-04202 SI, C-13-04203 MMC, C-13-04204 SI, C-13-04205 WHO, C-13-04206 EJD, C-13-04207 JSW, C-13-03587 DMR

**ORDER TO SHOW CAUSE RE:  
CONSOLIDATION**

EVOLUTIONARY INTELLIGENCE,  
LLC,

Plaintiff,

v.

APPLE, INC.,

Defendants.

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EVOLUTIONARY INTELLIGENCE,  
LLC,  
  
Plaintiff,  
  
v.  
  
FACEBOOK, INC.,  
  
Defendants.

EVOLUTIONARY INTELLIGENCE,  
LLC,  
  
Plaintiff,  
  
v.  
  
FOURSQUARE LABS, INC.,  
  
Defendants.

EVOLUTIONARY INTELLIGENCE,  
LLC,  
  
Plaintiff,  
  
v.  
  
GROUPON, INC.,  
  
Defendants.

EVOLUTIONARY INTELLIGENCE,  
LLC,  
  
Plaintiff,  
  
v.  
  
LIVINGSOCIAL, INC.,  
  
Defendants.

1 EVOLUTIONARY INTELLIGENCE,  
2 LLC,

3 Plaintiff,

4 v.

5 TWITTER, INC.,

6 Defendants.

7 EVOLUTIONARY INTELLIGENCE,  
8 LLC,

9 Plaintiff,

10 v.

11 YELP, INC.,

12 Defendants.

13 EVOLUTIONARY INTELLIGENCE,  
14 LLC,

15 Plaintiff,

16 v.

17 MILLENNIAL MEDIA, INC.,

18 Defendants.

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20 It appears to the court that the above nine *Evolutionary Intelligence* cases all involve the  
21 same two patents and that efficiency and judicial economy suggest that the cases should be  
22 consolidated for all pretrial proceedings through claim construction. Therefore, it is hereby ordered  
23 that the parties show cause as to why the cases should not be consolidated for pretrial proceedings  
24 through claim construction. The parties may file a stipulation for such consolidation and avoid the  
25 need to appear, or, if any party opposes such consolidation, it must file a statement not to exceed 5  
26 pages in length no later than Wednesday, July 2, 2014 and appear for a hearing at 9 a.m. on July 11,  
27 2014.  
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For the Northern District of California

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Dated: June 23, 2014

*Ronald M. Whyte*

RONALD M. WHYTE  
United States District Judge