

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

FOAM SOLUTIONS, LLC

Plaintiff,

Case No. 23-cv-10538

Hon. Matthew F. Leitman

v.

VANGUARD FIRE AND SUPPLY  
CO., d/b/a VANGUARD FIRE AND  
SECURITY SYSTEMS,

Defendant.

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**ORDER ON JOINT STIPULATION REGARDING DEFENDANT'S  
MOTION TO DISMISS PURSUANT TO *FED. R. CIV. P. 12(b)(6) OR 12(c)***

Having considered the Parties' Joint Stipulation Regarding Defendant's Motion to Dismiss Pursuant to *Fed. R. Civ. P. 12(b)(6) or 12(c)*, and the Court being otherwise fully advised in the premise of such Stipulation, it is hereby ordered that:

1. Defendant's Motion to Dismiss Pursuant to *Fed. R. Civ. P. 12(b)(6) or 12(c)* is granted in part;
2. Plaintiff Foam Solutions, LLC's ("Foam Solutions") Patent No. 7,513,315 (the "Patent") expired on September 4, 2022 (the "Patent Expiration Date");
3. Foam Solutions is not entitled to either injunctive relief or damages for patent infringement arising after the Patent Expiration Date;

4. The Court further grants a 60-day stay of all discovery obligations to allow the Parties additional time to explore a potential early resolution in this matter. On January 12, 2024, or as soon thereafter as the Court's schedule will permit, the Court will hold a scheduling conference with the Parties to determine the dates and deadlines relative to this case.

**IT IS SO ORDERED.**

s/Matthew F. Leitman  
MATTHEW F. LEITMAN  
UNITED STATES DISTRICT JUDGE

Dated: November 13, 2023