

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

GEIGTECH EAST BAY LLC,  
Plaintiff,  
v.

MEMO ENDORSED

*9/9/2020*  
*I have just stayed this case by greenmark of the parties. I did the Clerk of Court to mark this motion off calendar admit in that produce to renewal who the stay is lifted*

LUTRON ELECTRONICS CO., INC.  
Defendant.

No. 1:18-cv-05290-CM

LUTRON ELECTRONICS CO., INC.  
Counterclaim-Plaintiff

ECF CASE  
USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 9/10/2020

v.

GEIGTECH EAST BAY LLC and JAMES  
GEIGER,  
Counterclaim-Defendants.

**NOTICE OF MOTION BY COUNTERCLAIM-DEFENDANTS  
GEIGHTECH EAST BAY LLC AND JAMES GEIGER FOR  
SANCTIONS PURSUANT TO FED. R. CIV. P. 11(C)**

PLEASE TAKE NOTICE that upon the Complaint, the Memorandum of Law in Support of the Motion by Counterclaim-Defendants GeigTech East Bay LLC and James Geiger (collectively, "Counterclaim-Defendants") through their undersigned attorneys, will move for an order granting Counterclaim-Defendants' Motion for Sanctions Against Counterclaim-Plaintiff Lutron Electronics Co. Inc. ("Lutron") Pursuant to Fed. R. Civ. P. 11(c), and such other and further relief as the Court deems just and proper.

The grounds for this Motion are that Lutron has violated its duties of representations to the Court pursuant to Fed. R. Civ. P. 11(b) because:

- 1. Lutron's counterclaim includes factual contentions that are false, or otherwise lack any evidentiary support, which could have been determined with investigation before filing; and

2. Based on the fundamental factual and legal defects noted above, it is evident that Lutron's counterclaim is not presented for any legitimate purpose, but rather was filed to harass Counterclaim-Defendants and to cause them to incur unnecessary legal costs.

Dated: July 29, 2020

Respectfully submitted,

/s/ Gary R. Sorden

Jed M. Weiss, Bar ID JMW-5293

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**ATTORNEYS FOR PLAINTIFF-COUNTERCLAIM  
DEFENDANT GEIGTECH EAST BAY LLC AND  
COUNTERCLAIM DEFENDANT JAMES GEIGER**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing document has been served on July 29, 2020, to all counsel of record via electronic mail.

/s/ Gary R. Sorden  
Gary R. Sorden