

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

|                                     |   |                                |
|-------------------------------------|---|--------------------------------|
| HUAWEI TECHNOLOGIES CO. LTD,        | § |                                |
|                                     | § | Case No. 2:16-CV-00052-JRG-RSP |
| v.                                  | § |                                |
|                                     | § |                                |
| T-MOBILE US, INC., T-MOBILE U.S.A., | § |                                |
| INC.,                               | § |                                |

**ORDER**

T-Mobile objects to Judge Payne’s recommendation that T-Mobile’s motion for summary judgment of noninfringement of the ’462 patent be denied. Having reviewed the objections, and having considered the Report and Recommendation de novo, the Court finds no reason to reject or modify the recommended disposition. See Fed. R. Civ. P. 72(b)(3); 28 U.S.C. § 636(b)(1)(C).

Accordingly,

It is **ORDERED**:

- (1) T-Mobile’s objections, Dkt. 393, are **OVERRULED**.
- (2) Magistrate Judge Payne’s Report and Recommendation, Dkt. 347, is **ADOPTED**.
- (3) T-Mobile’s motion for partial summary judgment, Dkt. 258, is **DENIED**.

**So ORDERED and SIGNED this 13th day of September, 2017.**

  
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 RODNEY GILSTRAP  
 UNITED STATES DISTRICT JUDGE