

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

HUAWEI TECHNOLOGIES CO. LTD,

*Plaintiff,*

v.

T-MOBILE US, INC., T-MOBILE USA,  
INC.,

*Defendants.*

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Case No. 2:16-CV-00715-JRG-RSP

**ORDER**

Before the Court is the Report and Recommendation filed by Magistrate Judge Payne on February 22, 2017 (Dkt. No. 35) recommending that T-Mobile’s Motion to Dismiss for Lack of Subject-Matter Jurisdiction (Dkt. No. 12) be denied. Having considered T-Mobile’s objections (Dkt. No. 40) and finding them to be without sufficient merit, and after a de novo review, the Recommendation is ADOPTED.

IT IS ORDERED that T-Mobile’s Motion to Dismiss (Dkt. No. 35) is DENIED.

**So ORDERED and SIGNED this 9th day of March, 2017.**

  
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RODNEY GILSTRAP  
UNITED STATES DISTRICT JUDGE