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6 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

8 THROUGHPUTER, INC.,

9 Plaintiff,

10 v.

11 MICROSOFT CORPORATION,

12 Defendant.

No. 2:22-cv-344-BJR

ORDER STAYING CASE PENDING  
INTER PARTES REVIEW

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14 On April 18, 2022, Defendant Microsoft Corporation (“Microsoft”) moved to stay this case  
15 pending resolution of its petitions for *inter partes* review (“IPS”) by the Patent Trial and Appeal  
16 Board (“PTAB”). Dkt. 82 (the “Motion”). This Court denied the Motion on June 1, 2022. Dkt.  
17 91. On August 15, 2022, the parties contacted this Court’s chambers with respect to a discovery  
18 dispute concerning the sufficiency of Plaintiff Throughputer, Inc.’s (“Throughputer”)  
19 infringement contentions. The arguments raised by the parties in the course of that dispute have  
20 caused the Court to reexamine its Order denying the requested stay, and reconsider the arguments  
21 made by the parties in support of, and against, the Motion. This Court now finds, particularly  
22 given the parties’ arguments as to whether certain of Microsoft’s and Throughputer’s patents claim  
23 the same technology, that the PTAB’s resolution of Microsoft’s IPR petitions would simplify the  
24 issues and benefit the Court’s resolution of this case.  
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ORDER - 1

