

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

IMAGE PROCESSING TECHNOLOGIES,
LLC,

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD.;
SAMSUNG ELECTRONICS AMERICA, INC.

Defendants.

Case No. 2:20-cv-00050-JRG-RSP

JURY TRIAL DEMANDED

PLAINTIFF'S OPPOSED MOTION TO CONTINUE TRIAL

MOTION FOR CONTINUANCE

Plaintiff, Image Processing Technology, respectfully moves this Honorable Court for a continuance of the trial date presently set for July 6, 2020, to the next available date in August, 2020, to allow the COVID-19 infection rates to subside. This Court's Standing Order of April 20, 2020, states in part:

The Court is open to requests for extensions to accommodate the COVID-19-related needs of persons involved in cases before the Court. Because the state of the COVID-19 emergency remains fluid and evolves week-to-week, the Court will consider, where warranted, multiple requests for extensions over time.

As is set forth in the accompanying Declaration of Henry C. Bunsow in Support of Motion to Continue Trial, there are unique and compelling circumstances that support a continuance of the trial date in this case. Plaintiff's counsel believes a continuance until August, 2020, may provide the time necessary for the ongoing serious increase in COVID-19 cases, hospitalizations and deaths to subside. This request is not made for the purposes of delay or for any other reason than the sincere health and safety interests of all concerned.

Pursuant to the requirements in Local Rule CV-7(h), counsel for IPT sought to meet and confer with lead counsel for Samsung but lead counsel for Samsung was unable to make a commitment on whether or not Samsung opposes or joins in the motion. Therefore, the motion is indicated as "opposed" unless and until Samsung indicates otherwise.

Dated: June 28, 2020

Respectfully Submitted,

By: /s/ Henry C. Bunsow

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***Attorneys for Plaintiff and Counterclaim-
Defendant IPT Technologies, LLC***

CERTIFICATE OF SERVICE

I hereby certify that counsel of record who are deemed to have consented to electronic service are being served June 28, 2020 with a copy of this document via the Court's CM/ECF System per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first-class mail on this same date.

/s/ Henry C. Bunsow _____
Henry C. Bunsow