

**UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 6.3.3
Eastern Division**

Norix Group, Inc.

Plaintiff,

v.

Case No.: 1:17-cv-07914
Honorable John Robert
Blakey

Correctional Technologies, Inc. d/b/a Cortech
USA, et al.

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Thursday, February 25, 2021:

MINUTE entry before the Honorable John Robert Blakey: In light of recent proceedings on reexamination of the '933 Patent, the Court finds that a stay of this litigation is appropriate and, accordingly, grants Defendant's motion to stay [155]. The operative complaint alleges infringement of claims 1, 12, and 15 of the '933 Patent. See [31] at 16–17. Yet, on reexamination, the USPTO rejected these claims. [155–1] at 4–9. Accordingly, depending on what happens with Plaintiff's response to the Office Action, Plaintiff's claim of infringement as to the '933 Patent may not proceed. E.g., *Fresenius USA, Inc. v. Baxter Int'l, Inc.*, 721 F.3d 1330, 1339 (Fed. Cir. 2013) ("the reexamination statute restricts a patentee's ability to enforce the patent's original claims to those claims that survive reexamination in 'identical' form."). The Court is not inclined to expend additional judicial resources on a claim that may not proceed. Nor should the parties be compelled to pursue discovery on a claim that may fall away. Accordingly, the Court strikes all set dates and stays the case pending further order. The parties shall file an updated status report by 4/30/21 or within two business days of any further action by the USPTO. Mailed notice(gel,)

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