

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

OPENTV, INC.,	)	
	)	
Plaintiff,	)	
	)	C.A. No. 24-1301 (CFC)
v.	)	
	)	
PINTEREST, INC.,	)	
	)	
Defendant.	)	

**DEFENDANT PINTEREST, INC.’S PARTIAL MOTION TO DISMISS**

Pursuant to Federal Rule of Civil Procedure 12(b)(6) and 35 U.S.C. § 101, Defendant Pinterest, Inc. (“Pinterest”) respectfully moves to dismiss Counts I, II, and III of Plaintiff OpenTV, Inc.’s First Amended Complaint (D.I. 16) with prejudice on the grounds that U.S. Patent Nos. 10,419,817, 9,699,503 and 7,669,212 fail to recite patent eligible subject matter under 35 U.S.C. § 101.<sup>1</sup>

The full grounds for this motion are set forth in Pinterest’s Opening Brief filed contemporaneously herewith.

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<sup>1</sup> Pinterest reserves its right to move, following claim construction, to dismiss Count IV of the First Amended Complaint on the grounds that U.S. Patent No. 7,055,169 fails to recite patent eligible subject matter under 35 U.S.C. § 101.

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PINTEREST, INC.,	)	
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**[PROPOSED] ORDER GRANTING  
DEFENDANT PINTEREST INC.'S PARTIAL MOTION TO DISMISS**

At Wilmington this \_\_\_\_ day of \_\_\_\_\_, 2025, having considered Defendant Pinterest, Inc.'s ("Pinterest") Partial Motion to Dismiss pursuant to 35 U.S.C. § 101 and Fed. R. Civ. P. 12(b)(6), the associated briefing and any other materials in the record,

IT IS HEREBY ORDERED that the motion is GRANTED and Counts I, II, and III of the First Amended Complaint (D.I. 16), which assert U.S. Patent Nos. 10,419,817, 9,699,503 and 7,669,212, are dismissed with prejudice for failure to claim patent eligible subject matter pursuant to 35 U.S.C. § 101.

Accordingly, the Court GRANTS Pinterest, Inc's Partial Motion to Dismiss.

**SO ORDERED.**

\_\_\_\_\_  
Chief Judge Colm F. Connolly

**CERTIFICATE OF SERVICE**

I hereby certify that on March 18, 2025, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

I further certify that I caused copies of the foregoing document to be served on March 18, 2025, upon the following in the manner indicated:

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