**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

MOTOROLA SOLUTIONS, INC., and MOTOROLA SOLUTIONS MALAYSIA SDN. BHD.	))))	Civil Action No.: 1:17-cv-01973
Plaintiffs,	)))	Honorable Charles R. Norgle Sr.
v.	))	**REDACTED - PUBLIC VERSION**
HYTERA COMMUNICATIONS CORPORATION LTD., HYTERA AMERICA, INC., AND HYTERA COMMUNICATIONS AMERICA (WEST), INC.	))))))	
Defendants.	))))	

**MOTOROLA'S MEMORANDUM OF LAW IN SUPPORT OF
ITS APPLICATION FOR TEMPORARY RESTRAINING ORDER**

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I.   INTRODUCTION

Pursuant to Rule 65(b) of the Federal Rules of Civil Procedure, plaintiffs Motorola Solutions, Inc., and Motorola Solutions Malaysia SDN. BHD. ("Motorola") respectfully request that the Court enter a temporary restraining order ("TRO") enjoining defendants Hytera Communications Corporation Ltd., Hytera America, Inc., and Hytera Communications America (West), Inc. and all those acting together with any of them ("Hytera") from any further misappropriation of Motorola's trade secrets or infringement of Motorola's copyrights, including without limitation any further sales of the portable, mobile, and repeater Digital Mobile Radio ("DMR") products at issue in this case anywhere in the world. Specifically, Motorola respectfully requests that the Court (i) enter a TRO immediately to prevent any further irreparable harm to Motorola, and (ii) set a hearing and briefing schedule on Motorola's forthcoming motion for a permanent injunction to occur prior to expiration of the TRO.

With the jury rejecting every one of Hytera's purported defenses and excuses for its illegal conduct, there no longer remains any question that Hytera willfully and maliciously stole and used Motorola's trade secrets and copyrighted source code for over a decade. The evidence presented at trial also leaves no doubt that Hytera will continue to violate Motorola's intellectual property rights—and disregard the laws protecting those rights—unless enjoined by this Court. Despite Hytera's lead-off witness testifying he would have stopped selling the Accused Products[1] "immediately" upon learning of the theft in 2017 if he had been empowered to do so[2], Hytera continued to sell the Accused Products unabated throughout this lawsuit in blatant disregard of the

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[1]   The Accused Products are defined in Appendix A to the contemporaneously filed Application for Temporary Restraining Order.

[2]   Trial Tr. at 2481:18-25.

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