

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

DAVID MUTNICK, for himself and others	)	
similarly situated,	)	
	)	Case No. 20 C 512
Plaintiff,	)	
	)	
v.	)	Judge Sharon Johnson Coleman
	)	
CLEARVIEW AI, INC.; HOAN TON-THAT;	)	
RICHARD SCHWARTZ; and CDW	)	
GOVERNMENT LLC,	)	
	)	
Defendants.	)	

ANTHONY HALL, on behalf of himself and	)	
all others similarly situated,	)	
	)	Case No. 20 C 846
Plaintiff,	)	
	)	
v.	)	Judge Sharon Johnson Coleman
	)	
CDW GOVERNMENT LLC, and	)	
CLEARVIEW AI, INC.,	)	
	)	
Defendants.	)	

**DEFENDANTS CLEARVIEW AI, INC., HOAN TON-THAT, AND RICHARD SCHWARTZ’S MOTION TO STAY CASE PENDING DECISION ON MOTION TO DISMISS OR, IN THE ALTERNATIVE, TO TRANSFER VENUE**

NOW COME Defendants Clearview AI, Inc. (“Clearview”), Hoan Ton-That, and Richard Schwartz (collective, the “Clearview Defendants”), by and through their counsel, and move to stay the above-captioned matters pending the Court’s decision on the Clearview Defendants’ concurrently-filed Motion to Dismiss for Lack of Personal Jurisdiction, or in the Alternative, to Transfer Venue. In support of this Motion to Stay, the Clearview Defendants state as follows:

1. On April 8, 2020, almost three months into the *Mutnick*, litigation, Mutnick filed a motion for preliminary injunction. *See* No. 20-cv-512, ECF No. 31.

2. Before resolving the issues associated with Mutnick's motion for preliminary injunction, or any other substantive matter in the *Hall* and *Mutnick* matters, the Court should consider and rule on the threshold question of personal jurisdiction, presented in the Clearview Defendants' concurrently filed motion to dismiss or to transfer.

3. Given Mutnick's delay in filing for a preliminary injunction, Plaintiffs will not be prejudiced by a stay of this case while the parties brief, and the Court resolves, the issue of whether the Clearview Defendants are subject to jurisdiction in this venue and whether these matters should be transferred to the Southern District of New York, where there is jurisdiction over all of the Clearview Defendants.

WHEREFORE, for these reasons and those in the accompanying Memorandum of Law, the Clearview Defendants respectfully request that the Court enter an order staying the above-captioned matters pending the Court's decision on the Motion to Dismiss for Lack of Personal Jurisdiction, or in the Alternative, to Transfer Venue.

DATED: April 27, 2020

JENNER & BLOCK LLP

By: */s/ Lee Wolosky*

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*Attorneys for Defendant Clearview AI, Inc.,  
Hoan Ton-That, and Richard Schwartz*

**CERTIFICATE OF SERVICE**

I certify that on April 27, 2020 I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will then send a Notice of Electronic Filing to all counsel of record.

By: /s/ Lee Wolosky  
Lee Wolosky