

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

VEEVA SYSTEMS INC.,

Plaintiff,

v.

IQVIA INC. et al.,

Defendants.

) Case No.: No. 2:19-cv-18558-CCC-MF

) Case No.: No. 2:19-cv-15517-CCC-MF

) (Consolidated)

) Hon. Claire C. Cecchi

) Hon. Mark Falk, U.S.M.J.

) Hon. Dennis M. Cavanaugh, Ret.

) U.S.D.J.

) **BRIEF IN SUPPORT OF MOTION
TO LIFT STAY**

) Motion Date: February 16, 2021

) *Document Filed Electronically*

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INTRODUCTION

In its August 21, 2020 Order, this Court stayed proceedings in the consolidated cases of *IQVIA Inc. v. Veeva Systems Inc.*, 19-15517 (CCC), and *Veeva Systems Inc. v. IQVIA Inc.*, 19-18558 (CCC) (collectively, “*IQVIA IP*”). Dkt. 61. The Court reserved the power to “revisit and revise” the stay as necessary. *Id.* at 7. The Court should assert that power and lift the stay for two reasons.

First, lifting the stay would promote efficiency. The Court acknowledged that “a lack of progress in” *IQVIA Inc. v. Veeva Systems Inc.*, 17-177 (CCC) (“*IQVIA I*”), might necessitate lifting the stay on *IQVIA II*. Dkt. 61 at 7. That concern has proven prescient. *IQVIA I* has stalled. Key discovery motions have been pending for years, halting advancement toward expert discovery and summary judgment briefing. Lifting the stay would allow discovery to proceed in *IQVIA II*, which would expedite rather than slow the ultimate resolution of the parties’ overall dispute. Prompt resolution of the *IQVIA* cases is particularly important because *IQVIA*’s anticompetitive conduct—and associated harm to competition and customers—is ongoing and will continue unimpeded during the stay.

Second, the stay is premised on the Court’s finding that resolution of *IQVIA*’s trade secret claims in *IQVIA I* might affect the questions presented by *IQVIA II*. Dkt. 61 at 5–6. Yet *IQVIA II* raises new issues unrelated to *IQVIA I*. In *IQVIA II*, Veeva seeks redress for *IQVIA*’s unauthorized access to Veeva’s software applications, which constitutes intentional interference with Veeva’s customer contracts. Dkt. 69 (Veeva’s Am. Compl.) ¶¶ 17, 237–44. Nothing in *IQVIA I* bears on that key issue. At the very least, the Court should dissolve the stay with respect to that claim.

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