

NOTE: This order is nonprecedential.

## United States Court of Appeals for the Federal Circuit

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In re: APPLE INC.,  
*Petitioner*

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2020-112

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On Petition for Writ of Mandamus to the United States District Court for the Eastern District of Texas in No. 2:19-cv-00025-JRG, Judge J. Rodney Gilstrap.

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### ON PETITION

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PER CURIAM.

### ORDER

Apple Inc. filed a petition for a writ of mandamus asking this court to direct the United States District Court for the Eastern District of Texas to stay proceedings pending the resolution of related matters in the United States District Court for the Central District of California or transfer the case to the Central District of California.

Upon consideration thereof,

IT IS ORDERED THAT:

(1) No later than March 18, 2020, the parties are directed to file supplemental briefs, not to exceed 15 double-

spaced pages, addressing the proper time frame for considering the judicial economy factor, i.e., should the court consider the situation that existed at the time of filing of the complaint, the time of filing of the transfer motion, or the time when the court decides the transfer motion? Specifically, the parties must explain their reasons for picking one time frame over the others, providing support for their reasoning based both on the law and on practical considerations. The parties are encouraged to address whether the court may ever consider facts occurring after the filing of the complaint. No extensions of time will be granted.

(2) Oral argument is scheduled for March 23, 2020 at 10 a.m. in courtroom 201.

FOR THE COURT

March 3, 2020  
Date

/s/ Peter R. Marksteiner  
Peter R. Marksteiner  
Clerk of Court

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