IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION

PROXENSE, LLC,
 	
          Plaintiff,
 	
     v.
 	
MICROSOFT CORPORATION,
 	
     Defendant.
	Case No. 6:23-cv-00319-ADA

**DEFENDANT MICROSOFT CORPORATION'S OPPOSED MOTION TO TRANSFER
VENUE TO THE WESTERN DISTRICT OF WASHINGTON**

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I.   INTRODUCTION[1]

The murky reach of Proxense's infringement allegations in this case—ranging from an undefined concept of Microsoft's "password-less architecture" to authentication standards shaped well before the priority dates of the patents-in-suit—are firmly anchored by relevant witnesses and documents in the Western District of Washington.

Microsoft's technologies and teams are rooted firmly in the WDWA. In its Complaint, Proxense scatters names of various Microsoft products, such as Microsoft's Authenticator App, Windows Hello, and Azure Active Directory (now called Entra ID), without explaining how they purportedly infringe. However, if these are accused products, the overwhelming majority of Microsoft's relevant source code, documents, and employees are in the WDWA. *See* Ex. 1 (Shah Decl.) ¶ 4 (discussing Microsoft's Authenticator App); Ex. 2 (Gilbert Decl.) ¶ 4 (discussing Windows Hello); Ex. 3 (Dawoud Decl.) ¶ 4 (discussing Microsoft Entra). And to the extent this matter involves hardware components such as biometric sensors, that implicate historical versions of physical products and code, these are stored in the WDWA. Ex. 4 (Rosenbloom Decl.) ¶ 13.

Proxense is also based in the Pacific Northwest without a WDTX connection. Proxense's principal place of business is in Bend, Oregon. In the section of its Complaint describing its company and technologies, Proxense only identifies ties to Oregon: Mr. John Giobbi (CEO and named inventor); Mr. Matt Davio (VP of Business Development); and Dr. Ryan Gallivan ("supporter of the technology"). Compl. ¶¶ 34-40. Proxense did not allege any evidence related to its company, products, or patents located in the WDTX.

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[1] Microsoft and Proxense have conferred regarding this Motion pursuant to Local Rule CV-7(g). Proxense opposes this Motion.

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