

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MICROSOFT MOBILE, INC. and MICROSOFT :
MOBILE OY, :

Plaintiffs, :

v. :

INTERDIGITAL, INC.; INTERDIGITAL :
COMMUNICATIONS, INC.; :
INTERDIGITAL TECHNOLOGY :
CORPORATION; INTERDIGITAL PATENT :
HOLDINGS, INC.; INTERDIGITAL :
HOLDINGS, INC., and IPR LICENSING, INC., :

Defendants. :

C.A. No.: 1:15-cv-723-RGA

JURY TRIAL DEMANDED

DEFENDANTS' MOTION TO DISMISS AND MOTION TO STRIKE

Defendants InterDigital, Inc., InterDigital Communications, Inc., InterDigital Technology Corporation, InterDigital Patent Holdings, Inc., InterDigital Holdings, Inc., and IPR Licensing, Inc. (“Defendants”) move to dismiss the Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure for failure to state a claim upon which relief can be granted, and pursuant to Rule 9(b) of the Federal Rules of Civil Procedure for failure to plead fraud with particularity. Defendants also move to strike Paragraphs C, D and F of Plaintiffs’ Prayers for Relief pursuant to Rule 12(f) of the Federal Rules of Civil Procedure because those paragraphs contain immaterial or impertinent matter that has no basis or authority upon which relief may be granted.

The grounds for this motion are set forth in Defendants’ Opening Brief, filed contemporaneously herewith.

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