

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

VIRNETX INC. AND SCIENCE	§	
APPLICATIONS INTERNATIONAL	§	
CORPORATION,	§	
	§	
Plaintiffs,	§	
	§	CASE NO. 6:10-CV-417
v.	§	
	§	
APPLE INC.,	§	
	§	
Defendant.	§	

VIRNETX INC. AND SCIENCE	§	
APPLICATIONS INTERNATIONAL	§	
CORPORATION,	§	
	§	
Plaintiffs,	§	
	§	CASE NO. 6:12-CV-855
vs.	§	
	§	
APPLE INC.,	§	
	§	
Defendant.	§	

ORDER

Before the Court are the following motions in Case No. 6:12-cv-855:

- VirnetX’s Motions in Limine (Docket No. 306, filed December 3, 2015);
- Apple’s Motions in Limine (Docket No. 208, filed December 3, 2015);
- VirnetX’s Emergency Motion to Clarify (Docket No. 369, filed January 13, 2016);
- Apple’s Motion to Preclude VirnetX’s Assertions of Willfulness against iMessage (Docket No. 400, filed January 24, 2016); and
- Apple’s Unopposed Motion for Leave to File Supplemental Briefing Regarding VirnetX’s Request for Enhanced Damages (Docket No. 495, filed June 15, 2016);

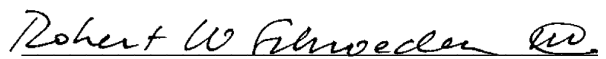
In light of the trial held in January 2016 and the Court's Order granting a new trial (Docket No. 500), these motions are **DENIED AS MOOT**.

Also before the Court are the following motions in Case No. 6:10-cv-417:

- The parties' Joint Motion for Submission of Juror Questionnaire (Docket No. 924, filed August 22, 2016);
- VirnetX's Motion for Partial Summary Judgment of Willful Infringement (Docket No. 930, filed August 24, 2016);
- Apple's Motion for Partial Summary Judgment of No Willfulness (Docket No. 931, filed August 24, 2016);
- Apple's Emergency Motion to Testify Out of Order (Docket No. 986, filed September 21, 2016);
- Apple's Unopposed Motion to Withdraw its Emergency Motion to Testify Out of Order (Docket No. 995, filed September 22, 2016); and
- Apple's Motion to Enforce the Federal Circuit Mandate by Striking Testimony and Issuing a Curative Instruction (Docket No. 1013, filed September 28, 2016).

In light of the trial held in September 2016 and the submission of the parties' post-trial briefing regarding willfulness (Docket Nos. 1047 and 1055), these motions are **DENIED AS MOOT**.

SIGNED this 23rd day of March, 2017.


ROBERT W. SCHROEDER III
UNITED STATES DISTRICT JUDGE