

General Docket
United States Court of Appeals for the Federal Circuit

Court of Appeals Docket #: 25-1037 **Docketed:** 10/08/2024
Nature of Suit: 830 Patent Infringement (Fed. Qst.)
Ningde Amperex Technology Ltd. v. Zhuhai CosMx Battery Co., Ltd.
Appeal From: United States District Court for the Eastern District of Texas
Fee Status: fee paid

Case Type Information:

- 1) Civil Private
- 2) -
- 3) -

Originating Court Information:

District: 0540-2 : [2:22-cv-00232-JRG](#)
Trial Judge: J. Rodney Gilstrap, Judge
Date Filed: 06/24/2022
Date NOA Filed: 10/02/2024
Date Rec'd COA: 10/03/2024

Prior Cases:

None

Current Cases:

	Lead	Member	Start	End
Cross-appeal	25-1037	25-1091	10/24/2024	

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Plaintiff - Cross-Appellant

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v.

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NINGDE AMPEREX TECHNOLOGY LTD.,

Plaintiff - Cross-Appellant

v.

ZHUHAI COSMX BATTERY CO., LTD.,

Defendant - Appellant

10/08/2024	<input type="checkbox"/> 1 68 pg, 5.06 MB	Appeal docketed. Received: 10/03/2024. [1038168] Entry of Appearance is due on 10/22/2024. Certificate of Interest is due on 10/22/2024. Docketing Statement is due on 10/22/2024. Appellant's brief is due on 12/09/2024. [IMH] [Entered: 10/08/2024 02:53 PM]
10/16/2024	<input type="checkbox"/> 2 2 pg, 206.97 KB	Entry of Appearance for Jonathan S. Franklin; Charles B. Walker; Peter B. Siegal as counsel for Appellant Zhuhai CosMx Battery Co., Ltd.. Service: 10/16/2024 by email. [1040028] [25-1037] [Jonathan Franklin] [Entered: 10/16/2024 11:49 AM]
10/16/2024	<input type="checkbox"/> 3 5 pg, 322.02 KB	Certificate of Interest for Appellant Zhuhai CosMx Battery Co., Ltd.. Service: 10/16/2024 by email. [1040032] [25-1037] [Jonathan Franklin] [Entered: 10/16/2024 11:51 AM]
10/16/2024	<input type="checkbox"/> 4 3 pg, 103.87 KB	Certificate of Compliance with Fed. R. App. P. 10(b) [The Transcript of Proceedings] for Appellant Zhuhai CosMx Battery Co., Ltd.. Service: 10/16/2024 by email. [1040036] [25-1037] [Jonathan Franklin] [Entered: 10/16/2024 11:53 AM]
10/22/2024	<input type="checkbox"/> 5 2 pg, 807.2 KB	Docketing Statement for the Appellant Zhuhai CosMx Battery Co., Ltd.. Service: 10/22/2024 by email. [1041711] [25-1037] [Jonathan Franklin] [Entered: 10/22/2024 04:05 PM]
10/22/2024	<input type="checkbox"/> 6 2 pg, 198.2 KB	Entry of Appearance for Michael D. Powell; Kevin A. Smith; Kirk T. Bradley; Brady Cox; Katherine G. Rubschlager as counsel for Appellee Ningde Amperex Technology Ltd.. Service: 10/22/2024 by email. [1041789] [25-1037] This document is non-compliant. See Doc No. [11] [Michael Powell] [Entered: 10/22/2024 05:44 PM]
10/22/2024	<input type="checkbox"/> 7 2 pg, 368.29 KB	Docketing Statement for the Appellee Ningde Amperex Technology Ltd.. Service: 10/22/2024 by email. [1041792] [25-1037] [Michael Powell] [Entered: 10/22/2024 05:45 PM]
10/22/2024	<input type="checkbox"/> 8 4 pg, 654.81 KB	Certificate of Interest for Appellee Ningde Amperex Technology Ltd.. Service: 10/22/2024 by email. [1041793] [25-1037] [Michael Powell] [Entered: 10/22/2024 05:46 PM]
10/24/2024	<input type="checkbox"/> 9 2 pg, 217.83 KB	Official caption revised to reflect cross-appeal with 25-1091. (see attached). Service as of this date by the Clerk of Court. [1042171] [IMH] [Entered: 10/24/2024 08:58 AM]
10/24/2024	<input type="checkbox"/> 10	Note to File: The following cases are consolidated: 25-1037 Lead with 25-1091 Cross-Appeal. The parties must file all documents in the lead appeal only. [1042172] [25-1037, 25-1091] [IMH] [Entered: 10/24/2024 09:00 AM]
10/24/2024	<input type="checkbox"/> 11 2 pg, 233.84 KB	NOTICE OF NON-COMPLIANCE: The submission of Cross-Appellant Ningde Amperex Technology Ltd., Entry of Appearance [6] , is not in compliance with the rules of this court (see attached). Compliant document due on 10/31/2024. Service as of this date by the Clerk of Court. [1042468] [CDL] [Entered: 10/24/2024 04:22 PM]
10/28/2024	<input type="checkbox"/> 12 2 pg, 197.22 KB	Corrected Entry of Appearance for Michael D. Powell; Kevin A. Smith; Kirk T. Bradley; Brady Cox, Katherine G. Rubschlager as counsel for Cross-Appellant Ningde Amperex Technology Ltd.. Service: 10/28/2024 by email. [1043096] [25-1037] [Kevin Smith] [Entered: 10/28/2024 07:40 PM]
11/14/2024	<input type="checkbox"/> 13 9 pg, 261.41 KB	MOTION of Appellant Zhuhai CosMx Battery Co., Ltd. to extend the time to 01/08/2025 to file brief. Service: 11/14/2024 by email. [1046910] [25-1037] [Jonathan Franklin] [Entered: 11/14/2024 10:29 AM]
11/15/2024	<input type="checkbox"/> 14	**TEXT ONLY** ORDER granting motion to extend time to file brief [13] filed by Appellant Zhuhai CosMx Battery Co., Ltd. The opening brief is due 01/08/2025. Service as of this date by the Clerk of Court. This order has been issued without an attached document and is official and binding. [1047385] [IMH] [Entered: 11/15/2024 01:16 PM]
01/08/2025	<input type="checkbox"/> 15 5 pg, 286.15 KB	Amended Certificate of Interest for Appellant Zhuhai CosMx Battery Co., Ltd.. Service: 01/08/2025 by email. [1059473] [25-1037] [Jonathan Franklin] [Entered: 01/08/2025 03:12 PM]
01/08/2025	<input type="checkbox"/> 16 2 pg, 92.44 KB	Notice of Related Case Information for Appellant Zhuhai CosMx Battery Co., Ltd.. Service: 01/08/2025 by email. [1059476] [25-1037] [Jonathan Franklin] [Entered: 01/08/2025 03:13 PM]
01/08/2025	<input type="checkbox"/> 17 135 pg, 6.84 MB	MODIFIED ENTRY: OPENING BRIEF FILED by Appellant Zhuhai CosMx Battery Co., Ltd. Service: 01/08/2025 by email. [1059603] --[Edited 01/23/2025 by IMH - Reason: compliance review complete; Certificate of Service [22] filed on 01/21/2025.] [Jonathan Franklin] [Entered: 01/08/2025 06:31 PM]
01/08/2025	<input type="checkbox"/> 18	MODIFIED ENTRY: CORRECTED CONFIDENTIAL OPENING BRIEF FILED by Appellant Zhuhai CosMx Battery Co., Ltd. Service: 01/08/2025 by email. [1059604]--[Edited 01/23/2025 by IMH - Reason: compliance review complete; Certificate of Service [22] filed on 1/21/2025.] [Jonathan Franklin] [Entered: 01/08/2025 06:35 PM]
01/10/2025	<input type="checkbox"/> 19 11 pg, 144.4 KB	MOTION of Cross-Appellant Ningde Amperex Technology Ltd. to extend the time to 03/20/2025 to file brief. Service: 01/10/2025 by email. [1059907] [25-1037] [Michael Powell] [Entered: 01/10/2025 03:10 PM]
01/14/2025	<input type="checkbox"/> 20	**TEXT ONLY** ORDER granting motion to extend time to file brief [19] filed by Cross-Appellant Ningde Amperex Technology Ltd. The response brief is due 03/20/2025. Service as of this date by the Clerk of

Court. This order has been issued without an attached document and is official and binding. [1060615] [IMH] [Entered: 01/14/2025 10:20 AM]

- 01/17/2025 [21](#)
2 pg, 226.46 KB NOTICE OF NON-COMPLIANCE: The submission of Appellant Zhuhai CosMx Battery Co., Ltd., Opening Brief, Confidential Opening Brief [17], [18], is not in compliance with the rules of this court (see attached). Compliant document due on 01/27/2025. Service as of this date by the Clerk of Court. [1061685]. After further review the issues noted in the Notice of Non-Compliance have been resolved. --[Edited 01/27/2025 by JCA] [IMH] [Entered: 01/17/2025 12:39 PM]
- 01/21/2025 [22](#)
1 pg, 95.55 KB Corrected Certificate of Service filed by Appellant Zhuhai CosMx Battery Co., Ltd. to Doc No. [18]. Service: 01/21/2025 by email. [1062015] [25-1037] [Jonathan Franklin] [Entered: 01/21/2025 10:41 AM]
- 03/20/2025 23
CONFIDENTIAL RESPONSE BRIEF FILED by Cross-Appellant Ningde Amperex Technology Ltd.. Service: 03/20/2025 by email. [1076966] [25-1037] This document is non-compliant. See Doc No. [26] [Michael Powell] [Entered: 03/20/2025 06:12 PM]
- 03/20/2025 [24](#)
189 pg, 12.33 MB RESPONSE BRIEF FILED by Cross-Appellant Ningde Amperex Technology Ltd.. Service: 03/20/2025 by email. [1076967] [25-1037] This document is non-compliant. See Doc No. [26] [Michael Powell] [Entered: 03/20/2025 06:15 PM]
- 03/26/2025 [26](#)
2 pg, 242.63 KB NOTICE OF NON-COMPLIANCE: The submissions of Cross-Appellant Ningde Amperex Technology Ltd., Response Brief, Confidential Response Brief [23], [24], are not in compliance with the rules of this court (see attached). Compliant documents due on 04/02/2025. Unless ordered otherwise, the deadline for any responsive filing runs from service of the original version. Service as of this date by the Clerk of Court. [1078125] [IMH] [Entered: 03/26/2025 11:22 AM]
- 03/27/2025 [27](#)
4 pg, 259.77 KB Amended Certificate of Interest for Cross-Appellant Ningde Amperex Technology Ltd.. Service: 03/27/2025 by email. [1078461] [25-1037] [Kevin Smith] [Entered: 03/27/2025 01:05 PM]
- 03/28/2025 28
CORRECTED CONFIDENTIAL RESPONSE BRIEF FILED by Cross-Appellant Ningde Amperex Technology Ltd.. Service: 03/28/2025 by email. [1078895] [25-1037] This document is non-compliant. See Doc No. [33] [Michael Powell] [Entered: 03/28/2025 05:16 PM]
- 03/28/2025 [29](#)
192 pg, 12.66 MB CORRECTED RESPONSE BRIEF FILED by Cross-Appellant Ningde Amperex Technology Ltd.. Service: 03/28/2025 by email. [1078897] [25-1037] This document is non-compliant. See Doc No. [33] [Michael Powell] [Entered: 03/28/2025 05:18 PM]
- 03/28/2025 [30](#)
4 pg, 256.83 KB Amended Certificate of Interest for Cross-Appellant Ningde Amperex Technology Ltd.. Service: 03/28/2025 by email. [1078898] [25-1037] [Michael Powell] [Entered: 03/28/2025 05:19 PM]
- 04/02/2025 [31](#)
6 pg, 178.48 KB MOTION of Appellant Zhuhai CosMx Battery Co., Ltd. to extend the time to 05/13/2025 to file brief. Service: 04/02/2025 by email. [1079935] [25-1037] [Jonathan Franklin] [Entered: 04/02/2025 03:05 PM]
- 04/03/2025 32
TEXT ONLY ORDER granting motion to extend time to file brief [31] filed by Appellant Zhuhai CosMx Battery Co., Ltd. The reply brief is due 05/13/2025. Service as of this date by the Clerk of Court. This order has been issued without an attached document and is official and binding. [1080220] [IMH] [Entered: 04/03/2025 02:07 PM]
- 04/07/2025 [33](#)
2 pg, 239.64 KB NOTICE OF NON-COMPLIANCE: The submissions of Cross-Appellant Ningde Amperex Technology Ltd., Corrected Response Brief, Corrected Confidential Response Brief [28], [29], are not in compliance with the rules of this court (see attached). Compliant documents due on 04/14/2025. Service as of this date by the Clerk of Court. [1080772] [IMH] [Entered: 04/07/2025 03:12 PM]
- 04/09/2025 34
MODIFIED ENTRY: CORRECTED CONFIDENTIAL RESPONSE BRIEF FILED by Cross-Appellant Ningde Amperex Technology Ltd. Service: 04/09/2025 by email. [1081358]--[Edited 04/15/2025 by IMH - Reason: compliance review complete] [Michael Powell] [Entered: 04/09/2025 12:41 PM]
- 04/09/2025 [35](#)
192 pg, 13.28 MB MODIFIED ENTRY: CORRECTED RESPONSE BRIEF FILED by Cross-Appellant Ningde Amperex Technology Ltd. Service: 04/09/2025 by email. [1081359]--[Edited 04/15/2025 by IMH - Reason: compliance review complete] [Michael Powell] [Entered: 04/09/2025 12:43 PM]

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