UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

APPLE INC. and NeXT SOFTWARE INC. (f/k/a NeXT COMPUTER, INC.),	)	
Plaintiffs,	)	No. 1:11-cv-08540
v.	)	
	)	Judge Richard A. Posner.
MOTOROLA, INC. and MOTOROLA MOBILITY, INC.,	)	
Defendants.	)	

ORDER OF JUNE 13, 2012

I have decided to grant Apple's request, made at the June 7 hearing, for "a hearing at which the parties could attempt to satisfy the *eBay* factors and do a traditional injunction hearing." The hearing will be held next Wednesday, June 20, in a courtroom, to be announced, of the Dirksen Federal Courthouse, at 10 a.m. Each party may argue that it would be entitled to injunctive relief as to its patent or patents were the other party found to have infringed. The parties may submit briefs, if they wish, no later than the close of business on Monday, June 18. The parties should be prepared to address the possibility of substitution for an injunction of an equitable decree for a reasonable royalty going forward. They should indicate any evidence in the existing record (for it is too late to supplement the record) bearing on the question of injunctive or other equitable relief. And if Motorola means to argue for injunctive relief it should be prepared to address the bearing of FRAND on the injunction analysis.

Richard A. Posner

United States Circuit Judge

June 13, 2012