

No. _____

**In the
Supreme Court of the United States**

FRANZ WAKEFIELD, DBA
COOLTVNETWORK.COM,

PETITIONER,

v.

BLACKBOARD, INC., META PLATFORMS, INC., FKA FACEBOOK, INC.,
INTERNATIONAL BUSINESS MACHINES CORPORATION, KALTURA, INC.,
EDGIO, INC., MICROSOFT CORPORATION, OOYALA, INC.,
SNAP INC., TRAPELO CORP.,

RESPONDENTS.

On Petition for a Writ of Certiorari to the
United States Court of Appeals for the Federal Circuit

**APPLICATION FOR A 60-DAY EXTENSION
TO FILE A PETITION FOR WRIT OF CERTIORARI
TO CHIEF JUSTICE JOHN ROBERTS**

Petitioner Franz Wakefield, who is an individual person, and does business under the name cooltvnetwork.com, herein applies to Chief Justice John Roberts, Circuit Justice for the Federal Circuit, for a 60-Day Extension. The Federal Circuit (App.1) issued its Rule 36 Judgment on July 7, 2022. This was a per curiam order

for these consolidated Federal Circuit case numbers: 2021-2191; 2021-2192; 2021-2193; 2021-2195; 2021-2196; 2021-2197; 2021-2198; 2021-2199; 2021-2200.

The Petitioner filed a timely a combined petition for rehearing and rehearing en banc which was denied on September 30, 2022. (App.4) The 90-day deadline is December 29, 2022. Adding 60 days to this date, Petitioner requests that the deadline be extended to February 27, 2023.

Petitioner has been conducting research and drafting arguments for his petition, and has just engaged a legal printer, the Supreme Court Press, to assist him in the preparation. He now sees that during the month of December he is going to be extremely busy managing his Fourth Quarter business operations, and also navigating the holiday calendar. He needs more time to diligently conduct his research and formulate his arguments.

As this application for an extension is made at least 10 days in advance of the 90-day deadline, Petitioner requests that this application for extension be granted.

Warm regards,

/s/ Franz Antonio Wakefield
Cooltvnetwork.Com
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305-206-4832
franzwakefield@cooltvnetwork.com

November 30, 2022

NOTE: This disposition is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

COOLTVNETWORK.COM, INC.,
Plaintiff-Appellant

v.

**BLACKBOARD, INC., META PLATFORMS, INC.,
FKA FACEBOOK, INC., INTERNATIONAL
BUSINESS MACHINES CORPORATION,
KALTURA, INC., EDGIO, INC., MICROSOFT
CORPORATION, OYALA, INC., SNAP INC.,
TRAPELO CORP.,**
Defendants-Appellees

2021-2191, 2021-2192, 2021-2193, 2021-2195, 2021-2196,
2021-2197, 2021-2198, 2021-2199, 2021-2200

Appeals from the United States District Court for the
District of Delaware in Nos. 1:19-cv-00291-LPS-JLH, 1:19-
cv-00292-LPS-JLH, 1:19-cv-00293-LPS-JLH, 1:19-cv-
00294-LPS-JLH, 1:19-cv-00295-LPS-JLH, 1:19-cv-00296-
LPS-JLH, 1:19-cv-00297-LPS-JLH, 1:19-cv-00534-LPS-
JLH, 1:19-cv-00535-LPS-JLH, Judge Leonard P. Stark.

JUDGMENT

MEREDITH MARTIN ADDY, AddyHart P.C., Atlanta, GA, argued for plaintiff-appellant. Also represented by CHARLES A. PANNELL, III; BENJAMIN CAPPEL, Chicago, IL.

HEIDI LYN KEEFE, Cooley LLP, Palo Alto, CA, argued for all defendants-appellees.

MICHAEL S. NADEL, McDermott, Will & Emery LLP, Washington, DC, for defendant-appellee Blackboard, Inc. Also represented by CHARLES M. MCMAHON, Chicago, IL.

PHILLIP EDWARD MORTON, Washington, DC, for defendant-appellee Meta Platforms, Inc.

BRYAN SCOTT HALES, Kirkland & Ellis LLP, Chicago, IL, for defendant-appellee International Business Machines Corporation.

SETH W. LLOYD, Morrison & Foerster LLP, Washington, DC, for defendant-appellee Kaltura, Inc. Also represented by JENNIFER JEANNE SCHMIDT, San Francisco, CA.

ASIM BHANSALI, Kwun Bhansali Lazarus LLP, for defendant-appellee Edgio, Inc. Also represented by KATE ELLIS LAZARUS, SCOTT WILLIAM TAYLOR.

JOHN D. VANDENBERG, Klarquist Sparkman, LLP, Portland, OR, for defendant-appellee Microsoft Corporation. Also represented by JOSEPH THOMAS JAKUBEK.

RICHARD GREGORY FRENKEL, Latham & Watkins LLP, Menlo Park, CA, for defendant-appellee Ooyala, Inc.

REUBEN H. CHEN, Cooley LLP, Palo Alto, CA, for defendant-appellee Snap Inc. Also represented by LAUREN KRICKL, BENJAMIN S. LIN.

RICARDO BONILLA, Fish & Richardson PC, Dallas, TX,

for defendant-appellee Trapelo Corp. Also represented by
NEIL J. MCNABNAY, LANCE E. WYATT, JR.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (NEWMAN, LINN, and CHEN, *Circuit
Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

July 7, 2022
Date

/s/ Peter R. Marksteiner
Peter R. Marksteiner
Clerk of Court

NOTE: This order is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

**FRANZ WAKEFIELD, DBA
COOLTVNETWORK.COM,**
Plaintiff-Appellant

v.

**BLACKBOARD, INC., META PLATFORMS, INC.,
FKA FACEBOOK, INC., INTERNATIONAL
BUSINESS MACHINES CORPORATION,
KALTURA, INC., EDGIO, INC., MICROSOFT
CORPORATION, OYALA, INC., SNAP INC.,
TRAPELO CORP.,**
Defendants-Appellees

2021-2191, 2021-2192, 2021-2193, 2021-2195, 2021-2196,
2021-2197, 2021-2198, 2021-2199, 2021-2200

Appeals from the United States District Court for the
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00294-LPS-JLH, 1:19-cv-00295-LPS-JLH, 1:19-cv-00296-
LPS-JLH, 1:19-cv-00297-LPS-JLH, 1:19-cv-00534-LPS-
JLH, 1:19-cv-00535-LPS-JLH, Judge Leonard P. Stark.

**ON PETITION FOR PANEL REHEARING AND
REHEARING EN BANC**

Before NEWMAN, LOURIE, LINN¹, DYK, PROST, REYNA,
TARANTO, CHEN, HUGHES, and STOLL, *Circuit Judges*.²

PER CURIAM.

ORDER

Franz Wakefield filed a combined petition for panel rehearing and rehearing en banc. The petition was referred to the panel that heard the appeal, and thereafter the petition for rehearing en banc was referred to the circuit judges who are in regular active service.

Upon consideration thereof,

IT IS ORDERED THAT:

The petition for panel rehearing is denied.

The petition for rehearing en banc is denied.

The mandate of the court will issue on October 7, 2022.

FOR THE COURT

September 30, 2022

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner
Clerk of Court

¹ Circuit Judge Linn participated on in the decision on the petition for panel rehearing.

² Chief Judge Moore and Circuit Judges Cunningham and Stark did not participate.

COOLTVNETWORK.COM, INC.,

Plaintiff,

v.

KALTURA, INC.,

Defendant.

: C.A. No. 19-294-LPS-JLH

: JURY TRIAL DEMANDED

COOLTVNETWORK.COM, INC.,

Plaintiff,

v.

LIMELIGHT NETWORKS, INC.,

Defendant.

: C.A. No. 19-295-LPS-JLH

: JURY TRIAL DEMANDED

COOLTVNETWORK.COM, INC.,

Plaintiff,

v.

MICROSOFT CORPORATION,

Defendant.

: C.A. No. 19-296-LPS-JLH

: JURY TRIAL DEMANDED

COOLTVNETWORK.COM, INC.,

Plaintiff,

v.

OOYALA, INC.,

Defendant.

: C.A. No. 19-297-LPS-JLH

: JURY TRIAL DEMANDED

COOLTVNETWORK.COM, INC.,

Plaintiff,

v.

SNAP, INC.,

Defendant.

: C.A. No. 19-534-LPS-JLH

: JURY TRIAL DEMANDED

COOLTVNETWORK.COM, INC.,

Plaintiff,

v.

TRAPELO CORP.,

Defendant.

: C.A. No. 19-535 -LPS-JLH

: JURY TRIAL DEMANDED

[PROPOSED] FINAL JUDGMENT

For the reasons stated in Defendants' Unopposed Motion to Lift Stay and for Entry of Final Judgment of U.S. Patent No. 7,162,696, it is hereby ORDER AND ADJUDGED that:

1. The stay (*see* C.A. No. 19-292, D.I. 85) is hereby **LIFTED**;
2. Defendants' motion for entry of final judgment is hereby **GRANTED**;

3. Judgment of invalidity of all claims of U.S. Patent No. 7,162,696 (“the ’696 patent”) be and is hereby entered in favor of all Defendants and against Plaintiff CoolTVNetwork.Com, Inc.;

4. The following counterclaims relating to invalidity of the ’696 patent are hereby **GRANTED**:

(a) Counterclaim I of Defendant Facebook’s Answer, Defenses And Counterclaims To Plaintiff’s Second Amended Complaint (C.A. No. 19-292, D.I. 36);

(b) Counterclaim II of Defendant International Business Machines Corporation’s Answer and Counterclaims To Plaintiff’s Second Amended Complaint (C.A. No. 19-293, D.I. 46);

(c) Counterclaim II of Defendant Ooyala, Inc.’s Answer To Amended Complaint And Counterclaims (C.A. No. 19-297, D.I. 27);

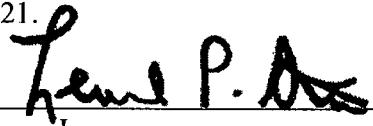
(d) Counterclaim I of Defendant Snap Inc.’s Answer, Defenses, And Counterclaim To Plaintiff’s First Amended Complaint (C.A. No. 19-534, D.I. 33) and

(e) Counterclaim I of Trapelo Corp.’s Answer, Affirmative Defenses, And Counterclaims To CoolTVNetwork.Com, Inc.’s First Amended Complaint (C.A. No. 19-535, D.I. 16)

5. All claims and counterclaims relating to alleged infringement of the claims of the ’696 patent are dismissed without prejudice as moot; and

6. Pursuant to Fed. R. Civ. P. 54 and 58, this is a final, appealable judgment.

SO ORDERED this 16th day of July, 2021.



J.

CERTIFICATE OF SERVICE

No. TBD
Wakefield

Petitioner,

v.

Blackboard, Inc.

Respondents.

STATE OF MASSACHUSETTS)
COUNTY OF NORFOLK) SS.:

Being duly sworn, I depose and say under penalty of perjury:

1. That I am over the age of 18 years and am not a party to this action. I am an employee of the Supreme Court Press, the preparer of the document, with mailing address at 1089 Commonwealth Avenue, Suite 283, Boston, MA 02215.

2. On the undersigned date, I served the parties in the above captioned matter with the FRANZ ANTONIO WAKEFIELD APPLICATION FOR EXTENSION, by mailing one (1) true and correct copy of the same by USPS Priority mail, prepaid for delivery to the following addresses.

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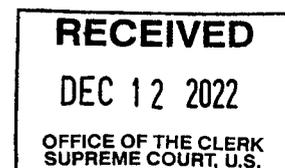
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C. Chan Sekhar

December 1, 2022

SCP Tracking: Wakefield-Cooltvnetwork dot Com-Cover White



CERTIFICATE OF SERVICE

No. TBD

Wakefield,

Petitioner,

v.

Blackboard, Inc.,

Respondents.

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