

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

MIAMI DIVISION

CASE NO. 26-cv-23083-JB

SHARKNINJA OPERATING LLC, and
SHARKNINJA SALES COMPANY,

Plaintiffs,

v.

THE INDIVIDUALS, CORPORATIONS, LIMITED
LIABILITY COMPANIES, PARTNERSHIPS, AND
UNINCORPORATED ASSOCIATIONS
IDENTIFIED ON SCHEDULE A,

Defendants.

PLAINTIFFS' NOTICE OF PENDING, REFILED, RELATED OR SIMILAR ACTIONS

Plaintiffs SharkNinja Operating LLC and SharkNinja Sales Company (collectively, “SharkNinja” or “Plaintiffs”), by and through undersigned counsel, under Southern District of Florida Local Rule 3.8 and the Court’s Internal Operating Procedures (“IOP”) 2.15.00 and 2.06.00, notify the Court of the existence of a similar related action pending before Judge Ruiz:

Sharkninja Operating LLC, et al. v. The Individuals, Corporations, Limited Liability Companies, Partnerships, and Unincorporated Associations Identified on Schedule A, Case No. 25-cv-25323-RAR-LFL (“SLUSHi 1”).

SLUSHi 1 concerns the infringement of SharkNinja’s utility and design patents that protect the innovations in the first compact, at-home slush machine that delivers consistent texture without pre-frozen ice to serve an unmet need in the market—the SLUSHi. In the *SLUSHi 1* proceeding beginning in November 2025, Judge Ruiz, among other things, considered urgent filings, entered temporary restraining orders and consent judgements, conducted a case management conference, and referred matters to Magistrate Judge Louis. First on referral and then on the consent of the

parties, Magistrate Judge Louis, among other things, considered voluminous briefing concerning injunctive relief and related matters on an expedited basis, conducted multiple day-long evidentiary hearings including expert testimony, and entered detailed orders. Multiple defendant groups have actively litigated *SLUSHi 1*, generating nearly three hundred docket entries to date.¹

On April 30, 2026, SharkNinja filed three related cases concerning a different patent on the same SLUSHi machine at issue in *SLUSHi 1*,² which were today assigned by the Clerk of the Court to Judges Becerra, Moore, and Bloom:

Sharkninja Operating LLC, et al. v. The Individuals, Corporations, Limited Liability Companies, Partnerships, and Unincorporated Associations Identified on Schedule A, Case No. 26-cv-23083-JB – Judge Becerra (“*SLUSHi 2*”);

Sharkninja Operating LLC, et al. v. The Individuals, Corporations, Limited Liability Companies, Partnerships, and Unincorporated Associations Identified on Schedule A, Case No. 26-cv-23084-KMM – Judge Moore (“*SLUSHi 3*”); and

Sharkninja Operating LLC, et al. v. The Individuals, Corporations, Limited Liability Companies, Partnerships, and Unincorporated Associations Identified on Schedule A, Case No. 26-cv-23086-BB – Judge Bloom (“*SLUSHi 4*”).

Local Rule 3.8 obligates attorneys to promptly bring the Court’s attention to the existence of related or similar actions as described in IOP 2.15.00 – Transfer of Similar Actions. In turn, IOP 2.15.00 provides:

Whenever an action or proceeding is filed in the Court which involves subject matter which is a material part of the subject matter of another action or proceeding then pending before this Court, or for other reasons the disposition thereof would appear to entail the unnecessary duplication of judicial labor if heard by a different Judge, the Judges involved shall determine whether the higher-numbered action or proceeding shall be transferred to the Judge assigned to the lower-numbered action.

¹ SharkNinja anticipates that the defendants in *SLUSHi 2, 3, and 4* will engage some of the same counsel who have appeared on behalf of the defendants in *SLUSHi 1*.

² *SLUSHi 2, 3, and 4* also concern the more recently introduced Ninja SLUSHi XL and SLUSHi Max Smart Frozen Drink Makers, but all SLUSHi machines practice the patent asserted in the *SLUSHi 2, 3, and 4* cases..

IOP 2.15.00; *see also* IOP 2.06.00 – Transfer of Higher-Numbered Cases. Decisions regarding transfer within the District are wholly within the discretion of the Judges involved. *See United States Commodity Futures Trading Comm’n v. Mintco LLC*, No. 15-CV-61960, 2016 WL 3944098, at *7 (S.D. Fla. Feb. 4, 2016) (Bloom, J.) (“The decision to transfer an action to a different U.S. District Court Judge in the Southern District of Florida is wholly discretionary.” (quoting *S.E.C. v. Regions Bank*, No. 09–cv–22821, 2010 WL 3632769, at *3 (S.D. Fla. Sept. 1, 2010) (Cooke, J.))). SharkNinja submits that *SLUSHi 2, 3, and 4*, involve the same subject matter as *SLUSHi 1* and disposition of the infringement of a different patent protecting the same SLUSHi machine in *SLUSHi 2, 3, and 4* would appear to entail duplication of the judicial labor expended and being expended by Judges Ruiz and Louis. *See, e.g., Wortley v. Baskt*, No. 17-20050-CIV, 2017 WL 11428591, at *2 (S.D. Fla. Feb. 14, 2017) (Scola, J.) (“[T]ransferring the case to Judge Williams would avoid the unnecessary duplication of judicial labor and comport with the requirements of Local Rule 3.8 and IOP 2.15.00.”). Accordingly, SharkNinja provides the foregoing notice and respectfully requests that the Judges involved determine whether *SLUSHi 2, 3, and 4* should be transferred to Judge Ruiz as the Judge assigned to the lower-numbered *SLUSHi 1*.

Dated: May 1, 2026.

Respectfully submitted,

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