

In the United States Court of Federal Claims

No. 19-859
(Filed: 27 May 2022)

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*****
E-NUMERATE SOLUTIONS, INC., and *
E-NUMERATE, LLC, *
*
Plaintiffs, *
*
v. *
*
THE UNITED STATES, *
*
Defendant *
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ORDER

On 27 May 2022, plaintiffs filed an unopposed motion to amend the Court’s previous scheduling order, ECF No. 85. *See* Pl.’s Unopposed Mot. to Amend the Scheduling Order, ECF No. 86. Plaintiffs explain their trial counsel has been affected by illnesses and pressing deadlines in other cases which caused plaintiffs’ counsel to delay work on responding to the government’s claim construction briefs. *Id.* at 1–2. According to plaintiffs, the government does not oppose plaintiffs’ current motion but intends to oppose further extensions absent good cause. *Id.* at 2.

For good cause shown, the Court **GRANTS** plaintiffs’ motion to amend the current scheduling order and **ADOPTS** the following modified claim construction briefing schedule:

Event	Prior Deadline	New Deadline
Plaintiffs file their reply claim construction briefs	27 May 2022	1 June 2022
The government files its surreply claim construction briefs	24 June 2022	1 July 2022
Plaintiffs file their surreply claim construction brief regarding indefiniteness terms	8 July 2022	15 July 2022
The parties submit the joint claim construction statement and propose dates for the <i>Markman</i> hearing	15 July 2022	22 July 2022

If desired, parties may submit joint technical tutorial to the Court	22 July 2022	10 August 2022
<i>Markman</i> hearing	To be scheduled	To be scheduled
Deadline for the government to produce technical documents for additional agencies named in the second amended complaint	29 July 2022	17 August 2022

IT IS SO ORDERED.

s/ Ryan T. Holte
RYAN T. HOLTE
Judge