

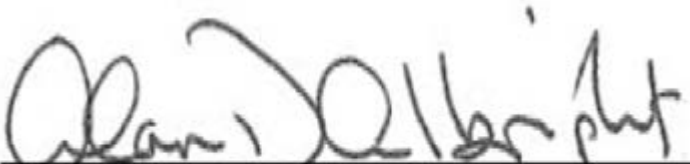


Pursuant to Rule 16, Federal Rules of Civil Procedure, the Court ORDERS that the following amended schedule will govern deadlines up to and including the trial of this matter. The following amended schedule incorporates all deadlines up to and including the August 26, 2022, Deadline to serve Final Infringement and Invalidity Contentions as found in the Court's original Scheduling Order (ECF No. 39) as if fully set forth herein.

<b>Current Deadline (ECF Nos. 28 and 58)</b>	<b>Revised Deadline</b>	<b>Item</b>
February 3, 2023	February 3, 2023	Plaintiff's replacement response brief
February 17, 2023	February 17, 2023	Defendant's replacement reply brief
March 3, 2023	March 3, 2023	Plaintiff's replacement sur-reply brief
June 16, 2022 (or as soon as practicable) at 1 p.m.	March 23, 2023	<i>Markman</i> Hearing at 9:00 a.m. This date is a placeholder and the Court may adjust this date as the <i>Markman</i> hearing approaches.
October 7, 2022	March 30, 2023	Deadline to amend pleadings. A motion is not required unless the amendment adds patents or patent claims. (Note: This includes amendments in response to a 12(c) motion.)
December 16, 2022	March 30, 2023	Deadline for the first of two meet and confers to discuss significantly narrowing the number of claims asserted and prior art references at issue. Unless the parties agree to the narrowing, they are ordered to contact the Court's Law Clerk to arrange a teleconference with the Court to resolve the disputed issues.
January 20, 2023	May 4, 2023	Close of Fact Discovery.
January 27, 2023	May 18, 2023	Opening Expert Reports.
February 24, 2023	June 22, 2023	Rebuttal Expert Reports.
March 17, 2023	July 11, 2023	Close of Expert Discovery.
March 24, 2023	July 18, 2023	Deadline for the second of two meet and confers to discuss narrowing the number of claims asserted and prior art references at issue to triable limits. To the extent it helps the parties determine these limits, the parties are encouraged to contact the Court's Law Clerk for an estimate of the amount of trial time anticipated per side. The parties shall

		file a Joint Report within 5 business days regarding the results of the meet and confer.
March 31, 2023	August 1, 2023	Dispositive motion deadline and <i>Daubert</i> motion deadline. See General Issues Note #9 regarding providing copies of the briefing to the Court and the technical adviser (if appointed).
April 14, 2023	August 10, 2023	Serve Pretrial Disclosures (jury instructions, exhibits lists, witness lists, discovery and deposition designations).
April 28, 2023	August 24, 2023	Serve objections to pretrial disclosures/rebuttal disclosures.
May 5, 2023	September 5, 2023	Serve objections to rebuttal disclosures; file Motions <i>in limine</i> .
May 12, 2023	September 12, 2023	File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibits lists, witness lists, discovery and deposition designations); file oppositions to motions <i>in limine</i>
May 19, 2023	September 26, 2023	File Notice of Request for Daily Transcript or Real Time Reporting. If a daily transcript or real time reporting of court proceedings is requested for trial, the party or parties making said request shall file a notice with the Court and e-mail the Court Reporter, Kristie Davis at <a href="mailto:kmdaviscsr@yahoo.com">kmdaviscsr@yahoo.com</a> Deadline to meet and confer regarding remaining objections and disputes on motions <i>in limine</i> .
April 21, 2023	October 2, 2023	Parties email the Court's law clerk to confirm pretrial and trial dates
May 26, 2023	October 6, 2023	File joint notice identifying remaining objections to pretrial disclosures and disputes on motions <i>in limine</i> .
June 2, 2023	TBD	Final Pretrial Conference.
June 23, 2023	TBD	Jury Selection/Trial.

SIGNED this 25th day of January, 2023.

  
 ALAN D ALBRIGHT  
 UNITED STATES DISTRICT JUDGE