IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION

JIAXING SUPER LIGHTING ELECTRIC APPLIANCE CO., LTD., OBERT, INC., ***Plaintiffs,***	§	**W-22-CV-00534-ADA-DTG**
v.	§	
CURRENT LIGHTING SOLUTIONS, LLC, ***Defendant.***	§	

SCHEDULING ORDER

Having reviewed the Motion for Entry of Scheduling Order and Discussion of Disputed Items (ECF No. 20), the Court hereby ORDERS the following schedule in this case:

Date	Event
11/16/2022	Deadline to file a motion for inter-district transfer. After this deadline, movants must seek leave of Court and show good cause for the delay.
10/19/2022	Plaintiff serves preliminary infringement contentions in the form of a chart setting forth where in the accused product(s) each element of the asserted claim(s) are found. Plaintiff shall also identify the earliest priority date (*i.e.* the earliest date of invention) for each asserted claim and produce: (1) all documents evidencing conception and reduction to practice for each claimed invention, and (2) a copy of the file history for each patent in suit.
11/09/2022	The Parties shall file a motion to enter an agreed Scheduling Order. If the parties cannot agree, the parties shall submit a separate Joint Motion for entry of Scheduling Order briefly setting forth their respective positions on items where they cannot agree. Absent agreement of the parties, the Plaintiff shall be responsible for the timely submission of this and other Joint filings.
12/22/2022	Defendant serves preliminary invalidity contentions in the form of (1) a chart setting forth where in the prior art references each element of the asserted claim(s) are found, (2) an identification of any limitations the Defendant contends are indefinite or lack written description under section 112, and (3) an identification of any claims the Defendant contends are directed to ineligible subject matter under section 101. Defendant shall also produce (1) all prior art referenced in the invalidity contentions, and (2) technical documents, including software where applicable, sufficient to show the operation of the accused product(s).

Date	Event
01/04/2023	Parties exchange claim terms for construction. The Court will permit the parties to propose up to 20 terms for claim construction.
Plaintiffs' proposal: 01/18/2023	Parties exchange proposed claim constructions.
Plaintiffs' proposal: 02/01/2023	Parties disclose extrinsic evidence. The parties shall disclose any extrinsic evidence, including the identity of any expert witness they may rely upon with respect to claim construction or indefiniteness. With respect to any expert identified, the parties shall identify the scope of the topics for the witness's expected testimony. With respect to items of extrinsic evidence, the parties shall identify each such item by production number or produce a copy of any such item if not previously produced.
02/08/2023	Deadline to meet and confer to narrow terms in dispute and exchange revised list of terms/constructions.
02/15/2023	Defendant files Opening claim construction brief, including any arguments that any claim terms are indefinite.
03/08/2023	Plaintiff files Responsive claim construction brief.
03/22/2023	Defendant files Reply claim construction brief.
03/22/2023	Parties to jointly email the law clerks (*see* OGP at 1) to confirm their *Markman* date and to notify if any venue or jurisdictional motions remain unripe for resolution.
04/05/2023	Plaintiff files a Sur-Reply claim construction brief.
04/10/2023	Parties submit Joint Claim Construction Statement and email the law clerks an editable copy. *See* General Issues Note #7 regarding providing copies of the briefing to the Court and the technical advisor (if appointed).
04/09/2023	Parties submit optional technical tutorials to the Court and technical advisor (if appointed).
04/19/2023	*Markman* Hearing at 9:00 a.m. This date is a placeholder and the Court may adjust this date as the *Markman* hearing approaches.
04/20/2023	Fact Discovery opens; deadline to serve Initial Disclosures per Rule 26(a).
05/31/2023	Deadline to add parties.

Date	Event
06/14/2023	Deadline to serve Final Infringement and Invalidity Contentions. After this date, leave of Court is required for any amendment to infringement or invalidity contentions. This deadline does not relieve the parties of their obligation to seasonably amend if new information is identified after initial contentions.
08/09/2023	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.)
10/18/2023	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.
11/15/2023	Close of Fact Discovery.
11/22/2023	Opening Expert Reports.
12/20/2023	Rebuttal Expert Reports.
01/10/2024	Close of Expert Discovery.
01/17/2024	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. If 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.
01/24/2024	Dispositive motion deadline and *Daubert* motion deadline. See General Issues Note #7 regarding providing copies of the briefing to the Court and the technical advisor (if appointed).
02/07/2024	Serve Pretrial Disclosures (jury instructions, exhibits lists, witness lists, discovery and deposition designations).
02/21/2024	Serve objections to pretrial disclosures/rebuttal disclosures.
02/28/2024	Serve objections to rebuttal disclosures; file Motions *in limine.*
03/06/2024	File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibits lists, witness lists, discovery and deposition designations); file oppositions to motions *in limine*

Date	Event
03/13/2024	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 email the Court Reporter, Kristie Davis at kmdaviscsr@yahoo.com Deadline to meet and confer regarding remaining objections and disputes on motions *in limine*.
02/21/2024	Parties to jointly email the Court's law clerk (*See* OGP at 1) to confirm their pretrial conference and trial dates.
03/22/2024	File joint notice identifying remaining objections to pretrial disclosures and disputes on motions *in limine.*
03/27/2024	Final Pretrial Conference. Held in person unless otherwise requested.
04/17/2024	Jury Selection/Trial.

SIGNED this 12th day of December, 2022.

DEREK T. GILLILAND
UNITED STATES MAGISTRATE JUDGE