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

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| **EIGHT KHZ, LLC,**<br><br>Plaintiff,<br><br>v.<br><br>**META PLATFORMS, INC.; META PLATFORMS TECHNOLOGIES, LLC; TWISTED PIXEL GAMES, LLC,**<br><br>Defendants. | Civil Action No. 6:22-cv-575-ADA |

**ORDER GRANTING JOINT MOTION TO AMEND SCHEDULING ORDER**

The Court, having considered Plaintiff Eight KHZ, LLC ("Plaintiff") and Defendants Meta Platforms, Inc., Meta Platforms Technologies, LLC, and Twisted Pixel Games, LLC (collectively, "Defendants") Joint Motion to Amend Scheduling Order in the above-captioned case, and all associated briefing, supporting documents, and evidence, **HEREBY ORDERS** that the Motion should be **GRANTED**.

Accordingly, it is **ORDERED** that the following schedule will govern deadlines up to and including the trial of this matter:

| Item | Current Deadline | Adjusted Deadline |
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| *Markman* Hearing at 2:00 p.m. | September 12, 2023[1] | |
| Fact Discovery opens; deadline to serve Initial Disclosures per Rule 26(a). | One (1) business day after *Markman* hearing.[2] | Two (2) business days after *Markman* hearing. |
| Deadline to add parties. | July 21, 2023 | September 22, 2023 |
| Deadline to serve Final Infringement and Invalidity Contentions. After this date, leave | August 16, 2023 | October 18, 2023 |

[1] *See* Dkt. No. 138.
[2] *See* Dkt. No. 99.



**Meta**
**Exhibit 1143**
**Meta v. 8KHZ**
**IPR2023-01024**
Ex. 1143-001

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| 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. | | |
| 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.) | September 12, 2023 | November 1, 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. | November 17, 2023 | December 15, 2023 |
| Close of Fact Discovery. | December 21, 2023 | February 16, 2024 |
| Opening Expert Reports. | January 24, 2024 | March 8, 2024 |
| Rebuttal Expert Reports. | February 21, 2024 | March 29, 2024 |
| Close of Expert Discovery. | March 13, 2024 | April 12, 2024 |
| Deadline for the second of two meet and confer 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 19, 2024 | April 16, 2024 |
| Dispositive motion deadline and *Daubert* motion deadline.<br>See General Issues Note #7 regarding providing copies of the briefing to the Court and the technical advisor (if appointed). | April 3, 2024 | April 23, 2024 |
| Responses to dispositive motions and Daubert motions | April 24, 2024 | May 14, 2024 |

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| Replies in support of dispositive and Daubert motions | May 8, 2024 | May 24, 2024 |
| Serve Pretrial Disclosures (jury instructions, exhibits lists, witness lists, discovery and deposition designations). | May 22, 2024 | May 29, 2024 |
| Serve objections to pretrial disclosures/rebuttal disclosures; file Motions *in limine*. | June 5, 2024 | June 12, 2024 |
| Serve objections to rebuttal disclosures; file oppositions to Motions *in limine.* | June 12, 2024 | June 21, 2024 |
| File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibits lists, witness lists, discovery and deposition designations). | June 19, 2024 | June 26, 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. | June 26, 2024 | |
| Deadline to file replies to motions *in limine*. | | June 28, 2024 |
| Parties to jointly email the Court's law clerk (See OGP at 1) to confirm their pretrial conference and trial dates. | June 5, 2024 | |
| Deadline to meet and confer regarding remaining objections and disputes on motions *in limine*. | June 26, 2024 | July 2, 2024 |
| File joint notice identifying remaining objections to pretrial disclosures and disputes on motions *in limine*. | July 2, 2024 | July 9, 2024 |
| Final Pretrial Conference. Held in person unless otherwise requested. | July 16, 2024 | |
| Jury Selection/Trial. | August 12, 2024 | |

**SIGNED** this 30th day of August, 2023.

DEREK T. GILLILAND
UNITED STATES MAGISTRATE JUDGE