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

WEBROOT, INC. and OPEN TEXT, INC., Plaintiffs, v. TREND MICRO, INC., and TREND MICRO INCORPORATED, Defendants.	§ § § § § § § § § §	Case No. 6:22-cv-00239-ADA-DTG Lead Case No. 6:22-cv-243-ADA-DTG JURY TRIAL DEMANDED
TREND MICRO, INC., Counter-Plaintiff, v. WEBROOT, INC. and OPEN TEXT, INC., Counter-Defendants, And OPEN TEXT CORP., Counter-Defendant	§ § § § § § § § § § § § § §	

ORDER

Before the Court is the Parties' Unopposed Motion to Amend the Scheduling Order (the "Motion"). Having considered the Motion, this Court ORDERS that the Motion is GRANTED, and that the Scheduling Order is modified as follows:

Event	Prior Deadline	New Deadline
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 disputed issues.	Monday, December 11, 2023	Monday, February 26, 2024
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.)	Monday, December 11, 2023	Monday, February 26, 2024
Close of Fact Discovery.	Thursday, January 18, 2024	Thursday, April 4, 2024
Deadline to serve Opening Expert Reports.	Tuesday, January 30, 2024	Tuesday, April 16, 2024
Deadline to serve Rebuttal Expert Reports.	Tuesday, March 12, 2024	Wednesday, May 29, 2024
Close of Expert Discovery.	Tuesday, March 12, 2024	Tuesday, June 18, 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.	Tuesday March 12, 2024	Tuesday, June 18, 2024

Dispositive motion deadline and *Daubert* or Federal Rule of Evidence 702 motion deadline. Any objection to the reliability of an expert's proposed testimony under *Daubert* or Federal Rule of Evidence 702 shall be made by motion, specifically stating the basis for the objection and identifying the objectionable testimony. The failure to strictly comply with this paragraph will be deemed a waiver of any objection that could have been made pursuant to Federal Rule of Evidence 702. See OGP 4.3 General Issues Note #7 regarding providing copies of the briefing to the Court and the technical advisor (if appointed). Deadline for parties desiring to consent to trial before the magistrate judge to submit Form AO 85, "Notice, Consent, And Reference Of A Civil Action To A Magistrate Judge," available at https://www.uscourts.gov/forms/civil-forms/ notice-consent-and-reference-civil-action-magistrate-judge.	Tuesday, May 7, 2024	Tuesday, July 23, 2024
Deadline to serve Pretrial Disclosures (jury instructions, exhibit lists, witness lists, discovery and deposition designations).	Tuesday, June 4, 2024	Tuesday, August 20, 2024
Deadline to serve objections to pretrial disclosures/rebuttal disclosures.	Tuesday, June 18, 2024	Tuesday, September 3, 2024
Parties to jointly email the Court's law clerk (See OGP at 1) to confirm their pretrial conference and trial dates.	Tuesday, June 25, 2024	Tuesday, September 10, 2024
Deadline to serve objections to rebuttal disclosures; file Motions *in Limine*	Tuesday, June 25, 2024	Tuesday, September 10, 2024
Deadline to file Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibit lists, witness lists, discovery and deposition designations); file oppositions to Motions *in Limine*.	Thursday, July 11, 2024	Tuesday, September 24, 2024

Deadline to 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*.	Notice of Daily Transcript: Friday July 12, 2024 Meet and confer on remaining objections: Thursday, July 18, 2024	Notice of Daily Transcript: Wednesday, September 25, 2024 Meet and confer on remaining objections: Tuesday, October 1, 2024
Deadline to file Joint Notice identifying remaining objections to pretrial disclosures and disputes on Motions *in Limine*.	Thursday, July 25, 2024	Tuesday, October 8, 2024
Final Pretrial Conference. Held in person unless otherwise requested.	Thursday, August 1, 2024	Tuesday, October 15, 2024
Jury Selection/Trial	Monday, August 19,2024	Tuesday, November 12, 2024

DATED this 7th day of December, 2023.

DEREK T. GILLILAND
UNITED STATES MAGISTRATE JUDGE