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

PARKERVISION, INC., Plaintiff v. **MEDIATEK INC. AND MEDIATEK USA INC.,** Defendants	**Case No. 6:22-cv-01163-ADA** **JURY TRIAL DEMANDED**

AGREED SCHEDULING ORDER

Pursuant to the Order Governing Proceedings, and pursuant to Rule 16, Federal Rules of Civil Procedure, the Court **ORDERS** that the following schedule will govern deadlines up to and including the trial of this matter:

Deadline	Item
7/18/2023	Deadline to file a motion for transfer. After this deadline, movants must seek leave of Court and show good cause for the delay.
6/20/2023	Plaintiff serves preliminary[1] 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.

[1] The parties may amend preliminary infringement contentions and preliminary invalidity contentions without leave of court so long as counsel certifies that it undertook reasonable efforts to prepare its preliminary contentions and the amendment is based on material identified after those preliminary contentions were served, and should do so seasonably upon identifying any such material. Any amendment to add patent claims requires leave of court so that the Court can address any scheduling issues.

7/11/2023	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 each 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.
9/18/2023	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).
9/26/2023	Parties exchange claim terms for construction.
10/10/2023	Parties exchange proposed claim constructions.
10/17/2023	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.[2] 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.
10/24/2023	Deadline to meet and confer to narrow terms in dispute and exchange revised list of terms/constructions.
10/31/2023	Defendant files Opening claim construction brief, including any arguments that any claim terms are not indefinite.
11/21/2023	Plaintiff files Responsive claim construction brief.
12/5/2023	Defendant files Reply claim construction brief. Parties to jointly email the law clerks to confirm their *Markman* date. Parties to jointly email the Court's law clerk (see OGP at 1) if any venue or jurisdictional motions remain unripe for resolution.*
12/19/2023	Plaintiff files Sur-Reply claim construction brief.
12/22/2023	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 adviser (if appointed).

[2] Any party may utilize a rebuttal expert in response to a brief where expert testimony is relied upon by the other party.

MEDIATEK EX. 1019

12/29/2023	Parties submit optional technical tutorials to the Court and technical adviser (if appointed).
1/10/2024[3]	**Markman Hearing** at 9:00 a.m. This date is a placeholder and the Court may adjust this date as the Markman hearing approaches.
1/11/2023	Fact Discovery opens; deadline to serve Initial Disclosures per Rule 26(a).
1/16/2024	Deadline to add parties.
2/27/2024	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.
3/26/2024	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.)
6/4/2024	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.
7/2/2024	Close of Fact Discovery
7/9/2024	Opening Expert Reports
8/16/2024	Rebuttal Expert Reports
9/6/2024	Close of Expert Discovery
9/13/2024	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.
9/24/2024	Dispositive motion deadline and *Daubert* motion deadline. See General Issues Note #7 regarding providing copies of the briefing to the Court and the technical adviser (if appointed).
9/24/2024	Serve Pretrial Disclosures (jury instructions, exhibits lists, witness lists, discovery and deposition designations).
10/15/2024	Serve objections to pretrial disclosures/rebuttal disclosures.
10/22/2024	Serve objections to rebuttal disclosures; file Motions *in-limine*.

[3] All deadlines hereafter follow the original *Markman* hearing date and do not change if the Court delays the *Markman* hearing.

MEDIATEK EX. 1019

10/29/2024	File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibits lists, witness lists, deposition designations); file oppositions to motions *in limine.*
10/29/2024	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 e-mail the Court Reporter, Kristie Davis at kmdaviscsr@yahoo.com Deadline to file replies to motions *in limine*.
11/5/2024	Deadline to meet and confer regarding remaining objections and disputes on motions *in limine*.
11/7/2024	File joint notice identifying remaining objections to pretrial disclosures and disputes on motions *in limine*.
10/8/2024	Parties to jointly email the Court's law clerk to confirm their pretrial conference and trial dates.
11/12/2024	**Final Pretrial Conference**. The Court expects to set this date at the conclusion of the Markman Hearing.
12/3/2024	**Jury Selection/Trial**. The Court expects to set this date at the conclusion of the *Markman* Hearing.

Signed this 1st day of August, 2023.

ALAN D ALBRIGHT
UNITED STATES DISTRICT JUDGE

MEDIATEK EX. 1019