
UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

EAGLE VIEW TECHNOLOGIES, INC., and
PICTOMETRY INTERNATIONAL CORP.,

Plaintiffs,

v.

NEARMAP US, INC.; NEARMAP
AUSTRALIA PTY LTD; and NEARMAP
LTD,

Defendants.

**FOURTH AMENDED PATENT CASE
SCHEDULING ORDER**

Case No. 2:21-cv-00283

District Judge Ted Stewart

Magistrate Judge Daphne A. Oberg

Plaintiffs Eagle View Technologies, Inc. and Pictometry International Corp. (collectively, “EagleView”) and Defendants Nearmap US, Inc., Nearmap Australia Pty Ltd, and Nearmap Ltd (collectively, “Nearmap”) have filed a joint motion to amend the scheduling order.¹ The parties agree to extend fact discovery and subsequent deadlines but disagree on the length of the extensions. Having considered the parties’ respective proposals and supporting arguments, and for good cause shown, the court GRANTS the motion IN PART and amends the case schedule as follows based on Nearmap’s proposal.

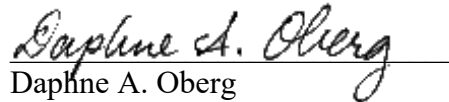
All deadlines and limitations not set forth below remain unchanged. Based on the age of the case and number of prior extensions, the court is not inclined to grant further extensions. The parties are expected to take all steps necessary to meet these deadlines.

¹ (Doc. No. 371.)

Event	Deadline
Close of fact discovery before claim construction – extended for the purposes of the depositions of Mr. Tarlinton, Mr. Bewley, and Mr. Jurasek only	March 1, 2024
Deadline to file opening cross-motions for claim construction and joint appendix; deadline to file dispositive motions required to be filed with claim construction	March 8, 2024
Deadline to file simultaneous responsive claim construction briefs; deadline to file opposition to dispositive motions filed with claim construction	April 5, 2024
Deadline to file joint claim construction chart and status report	April 12, 2024
Deadline to file reply to dispositive motions filed with claim construction	April 19, 2024
Deadline to submit technology tutorial to the court	April 19, 2024
Disclosure of intent to rely on opinions of counsel and materials in support	7 days after Claim Construction Order (“CCO”) ²
Deadline to file motion for additional discovery; EagleView to file new proposed scheduling order for court to set trial deadlines by order or through a case management conference	14 days after CCO
Parties bearing burden of proof serve opening expert reports	28 days after CCO
Parties serve counter expert reports	56 days after CCO
Close of expert discovery	91 days after CCO
Deadline for filing partial or complete motions to exclude expert testimony	105 days after CCO
Deadline for filing dispositive or potentially dispositive motions	119 days after CCO

DATED this 27th day of December, 2023.

BY THE COURT:


Daphne A. Oberg
United States Magistrate Judge

² In the event the court issues multiple claim construction orders, deadlines triggered by the claim construction order will be computed from the date of the last claim construction order.