

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

NATERA, INC.,

Plaintiff,

v.

NEOGENOMICS LABORATORIES,
INC.,

Defendant.

C.A. No. 1:23-CV-00629

JOINT MOTION FOR ENTRY OF A SCHEDULING ORDER

In the Court’s January 10, 2024 Order (Doc. 193 at 7), the Court directed the parties to “meet and confer about a proposed scheduling order that will allow for trial in late winter or spring of 2025.” Plaintiff Natera, Inc. and Defendant NeoGenomics Laboratories, Inc., by and through the undersigned counsel, hereby move for entry of a case scheduling order as follows.

Event	Date
Commencement of Fact Discovery	After meeting and conferring on scheduling order
Initial Disclosures	February 2, 2024
Disclosure of Asserted Claims and Preliminary Infringement Contentions, and Accompanying Document Production	February 5, 2024
Deadline to Request Leave to Join Additional Parties or Amend Pleadings	February 16, 2024
Disclosure of Preliminary Invalidity Contentions, and Accompanying Document Production	February 23, 2024

Event	Date
Simultaneous Exchange of Proposed Terms and Claim Elements for Construction by the Court	March 1, 2024
Exchange of Preliminary Claim Constructions and Extrinsic Evidence	March 8, 2024
Joint Claim Construction Statement Filing Deadline	March 15, 2024
Completion of Claim Construction Discovery	March 22, 2024
Claim Construction Opening Briefs and Evidence in Support of Claim Construction	April 5, 2023
Claim Construction Responsive Briefs and Evidence	April 19, 2024
Claim Construction Hearing	May 14, 2024
Final Infringement Contentions	June 7, 2024
Mediation	Within 45 days after Claim Construction Order or sooner
Final Invalidity Contentions	June 28, 2024
Last Day to Assert Advice of Counsel Defense to Willful Infringement	June 28, 2024
Close of Fact Discovery	July 19, 2024
Initial Expert Witness Disclosures on Which Party Bears Burden of Proof (First Round) Served	August 2, 2024
Initial Expert Witness Disclosures on Which Opposing Party Bears Burden of Proof (Second Round) Served	August 23, 2024
Rebuttal Expert Witness Disclosures (Third Round) Served	September 6, 2024
Disclosed Expert Depositions May Begin	September 9, 2024
Close of Expert Discovery	September 20, 2024
Notice of Dispositive Motions	September 27, 2024
Filing Dispositive Motions and Motions to Exclude Expert Testimony	October 4, 2024
Oppositions to Dispositive Motions and Motions to Exclude Expert Testimony	November 1, 2024
Replies to Dispositive Motions and Motions to Exclude Expert Testimony	November 15, 2024

Event	Date
Informal exchange of witness lists, deposition designations; jury instructions, and verdict form	14 days after rulings on dispositive motions
Informational exchange on motions in limine	21 days after rulings on dispositive motions
Meet and confer	28 days after rulings on dispositive motions
File witness lists, exhibit lists, deposition designations; jury instructions, and verdict forms	35 days after rulings on dispositive motions
File motions in limine	42 days after rulings on dispositive motions
Pretrial Conference	December 17, 2024
Trial	February 3, 2025

Respectfully submitted, this 29th day of January, 2024.

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Counsel for Plaintiff Natera, Inc.

CERTIFICATE OF SERVICE

I certify that on this day, I electronically filed the foregoing using the Court's CM/ECF system, which will send a notification of such filing to all counsel of record.

This, the 29th day of January, 2024.

By: /s/ Andrew Shores
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