

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

NATERA, INC.,

Plaintiff,

v.

NEOGENOMICS
LABORATORIES, INC.,

Defendant.

1:23-CV-629

ORDER ON JOINT MOTION TO MODIFY SCHEDULING ORDER

This matter is before the Court upon the Parties' Joint Motion to Modify the Scheduling Order.

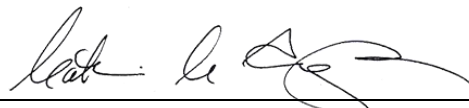
Good cause having been shown, the Motion is **GRANTED**. Subject to further order of the Court, the Court in its discretion modifies the current case schedule in part, Doc. 213, and imposes the following case deadlines going forward:

Event	Date
Claim Construction Opening Briefs and Evidence in Support of Claim Construction	April 5, 2024
Claim Construction Responsive Briefs and Evidence	April 19, 2024
Claim Construction Hearing	May 14, 2024 (subject to adjustment based on the Court's trial schedule)
Final Infringement Contentions	June 7, 2024
Initial Mediation	No later than July 31, 2024, and thereafter as directed by the Mediator
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

Event	Date
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
Parties exchange witness lists, deposition designations, and exhibit lists	December 6, 2024
Hearing on Dispositive and Daubert motions	December 17, 2024 Subject to the Court's criminal trial schedule
Parties provide objections to witness lists, objections and counter-designations to deposition designations, and objections to exhibit lists	December 20, 2024
Informational exchange on motions in limine [proposed topics]	January 6, 2025
Meet and confer regarding motions in limine topics and objections to witness lists, exhibit lists, and deposition designations	January 8, 2025
Parties exchange proposed jury instructions, verdict forms, and voir dire questions	January 10, 2025
Mediation	No later than January 15, 2025, as scheduled by the Mediator
Meet and confer regarding proposed jury instructions, verdict forms, and voir dire questions	January 17, 2025

Event	Date
File opening motions in limine	January 20, 2025
File oppositions to motions in limine	January 29, 2025
File trial brief (per LR 40.1(c)) and witness lists, exhibit lists, deposition designations, proposed jury instructions, and proposed verdict forms, along with remaining objections to be considered by Court.	January 31, 2025
Pretrial Conference	Week of February 10, 2025 (subject to the Court's availability and subject to adjustment based on the Court's criminal court schedule) and further as needed
Trial	March 10–14, 2025 (subject to adjustment based on the Court's criminal trial schedule and as needed for resolution of dispositive motions)

This 2nd day of April, 2024.



CHIEF UNITED STATES DISTRICT JUDGE