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Dated: June 18, 2024

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

| | |
|---|---|
| TROVE BRANDS, LLC,<br><br>Plaintiff,<br><br>vs.<br><br>CAMELBAK PRODUCTS, LLC and VISTA OUTDOOR INC.,<br><br>Defendants. | No.: 5:23-cv-4267-PCP<br><br>**STIPULATION AND JOINT MOTION TO AMEND THE CASE SCHEDULE**<br><br>Complaint Filed: August 21, 2023 |

Pursuant to Rule 16(b)(4) of the Federal Rules of Civil Procedure, Plaintiff and Counterclaim Defendant Trove Brands, LLC, ("Trove"), Defendant Vista Outdoor Inc. ("Vista"), and Defendant and Counterclaim Plaintiff CamelBak Products, LLC ("CamelBak Products") (Vista and CamelBak Products collectively, "CamelBak"), through their respective counsel, hereby stipulate and jointly move the Court to amend the current case schedule (D.N. 72), as reflected below.

WHEREAS, on February 14, 2024, the Court entered its Order regarding Motion to Amend Pleadings and amended the original case schedule. *See* D.N. 36.

WHEREAS, on May 17, 2024, the Parties filed a Stipulation and Joint Motion to Amend the Case Schedule to extend the Parties' deadlines to serve damages contentions to provide additional time for CamelBak to review additional documents produced by Trove. *See* D.N. 62.

WHEREAS, on May 24, 2024, the Court entered its Order regarding Stipulation and Joint Motion to Amend the Case Schedule. *See* D.N. 62.

WHEREAS, under the operative case schedule, CamelBak's opening damages contentions are currently due June 18, 2024, and Trove's responsive damages contentions are currently due July 18, 2024. *See id.*

WHEREAS, on June 17, 2024, Trove produced additional documents, including sales information discussed in the Court's June 6, 2024 Order (D.N. 87), that CamelBak believes are relevant to its damages contentions;

WHEREAS, on June 17, 2024 Trove also produced additional documents relating to licenses that CamelBak believes are relevant to its damages contentions, and Trove may produce more such licenses on or before July 3, 2024;

WHEREAS, CamelBak will need additional time to review and analyze Trove's June 17, 2024 and July 3, 2024 document productions to prepare its damages contentions;

WHEREAS, under the operative case schedule, the Parties Joint Claim Construction and Prehearing Statement is due June 26, 2024. *See* D.N. 62;

WHEREAS, on May 24, 2024, the Court granted CamelBak's motion for leave to amend infringement contentions. *See* D.N. 73. In that Order, the Court also permitted Trove to propose a modification to the case schedule to revisit or amend its invalidity contentions and claim construction positions. *See id.*

WHEREAS, the Parties request a modification of the claim construction deadlines to accommodate positions that may change as a result of the amended contentions.

THEREFORE, Trove and CamelBak stipulate and jointly move the Court to amend the case schedule, as reflected below:

| **Event** | **Current Deadline** | **Revised Deadline** |
|---|---|---|
| Damages Contentions | 6/18/2024 | **7/18/2024** |
| Trove Brands to Serve Amended Invalidity Contentions | | **7/18/2024** |
| Joint Claim Construction and Prehearing Statement and Expert Reports | 6/26/2024 | **7/26/2024** |

| Event | Current Deadline | Revised Deadline |
|---|---|---|
| Claim Construction Discovery Cutoff | 7/12/2024 | **8/12/2024** |
| Responsive Damages Contentions | 7/18/2024 | **8/19/2024** |
| Opening Claim Construction Brief | 7/26/2024 | **8/26/2024** |
| Responsive Claim Construction Brief | 8/9/2024 | **9/9/2024** |
| Reply Claim Construction Brief | 8/16/2024 | **9/16/2024** |
| Damages Contention Meeting | 8/28/2024 | **9/30/2024** |
| Claim Construction Hearing | 8/28/2024 | **9/25/2024 or TBD by Court** |
| Non-Expert Discovery Cutoff | 12/9/2024 | **12/20/2024** |
| Expert Discovery Cutoff | 3/10/2025 | **3/24/2025** |
| [Tentative] Filing Date of | 5/1/2025 | 5/1/2025 |
| Deadline for Hearing Dispositive Motion(s) | 6/5/2025 | 6/5/2025 |
| Joint Pretrial Conference | 9/2/2025 | 9/2/2025 |
| Trial (5 days) | 9/22/2025 | 9/22/2025 |

Dated: June 17, 2024

By: /s/ *Ryan J. Schletzbaum*

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**ATTESTATION OF CONCURRENCE**

I, Ryan J. Schletzbaum, attest that I am the attorney for CamelBak Products, LLC and Vista Outdoor Inc., and as the ECF user and filer of this document, I attest that, pursuant to the United States District Court, Northern District of California Civil L.R. 5-1(i)(3), concurrence in the filing of this document has been obtained from counsel for Plaintiff and Counterclaim Defendant Trove Brands, LLC.

Dated: June 17, 2024

By: *<u>/s/ Ryan J. Schletzbaum</u>*
Ryan J. Schletzbaum