

**Optimum Imaging Technologies LLC v. Sony Corporation, Case No. 4:23-cv-00928-ALM**

**Patent Owner's Proposed Schedule Based on Appendix B to Court's Order Governing Proceedings, Dkt. No. 24**

| <b>Court Proposed Deadline</b>                                      | <b>Event</b>                                                                                                                                                                                      | <b>OIT Proposed Date</b> |
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| <b>Rule 26(f) attorney conference</b>                               | Rule 26(f) Attorney Conference                                                                                                                                                                    | August 22, 2024          |
| <b>Motions to Transfer</b>                                          | Deadline to file Motions to Transfer                                                                                                                                                              | August 29, 2024          |
| <b>Joint Case Management Report</b>                                 | Joint Report from Rule 26(f) Conference                                                                                                                                                           | September 5, 2024        |
| <b>To be discussed at Mgmt. Conf.</b>                               | Mediation. The Court will discuss appointing a mediator at the Scheduling Conference.                                                                                                             | September 19, 2024       |
| <b>10 days after Mgmt. Conf.</b>                                    | P.R. 3-1 Disclosure of Asserted Claims and Infringement. Contentions (and P.R. 3-2 document production) to be served.                                                                             | September 27, 2024       |
| <b>5 weeks after Mgmt. Conf.</b>                                    | Join Additional Parties                                                                                                                                                                           | October 24, 2024         |
| <b>5 weeks after Mgmt. Conf.</b>                                    | P.R. 3-3 Invalidity Contentions (and P.R. 3-4 document production) to be served. To extent not already required to be disclosed, exchange Mandatory Disclosures on all issues, including damages. | October 24, 2024         |
| <b>No later than 45 days after Mgmt. Conf.</b>                      | Parties to exchange proposed terms for construction and identify any claim element governed by 35 U.S.C. § 112, ¶ 6 (P.R. 4-1).                                                                   | November 6, 2024         |
| <b>7 weeks after Mgmt. Conf.</b>                                    | Privilege Logs to be exchanged by parties.                                                                                                                                                        | November 7, 2024         |
| <b>No later than 65 days after Mgmt. Conf.</b>                      | Parties to exchange preliminary proposed claim construction and extrinsic evidence supporting same (P.R. 4-2).                                                                                    | November 22, 2024        |
| <b>13 weeks after Mgmt. Conf. (A motion for leave is required.)</b> | Parties' Final Amended Pleadings                                                                                                                                                                  | December 19, 2024        |

| <b>Court Proposed Deadline</b>                               | <b>Event</b>                                                                                                                                                                                                                             | <b>OIT Proposed Date</b> |
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| <b>No later than 95 days after Mgmt. Conf.</b>               | Joint Claim Construction and Prehearing Statement to be filed (P.R. 4-3). Provide an estimate of how many pages are needed to brief the disputed claims.                                                                                 | December 20, 2024        |
| <b>16 weeks after Mgmt. Conf.</b>                            | Respond to Amended Pleadings                                                                                                                                                                                                             | January 9, 2025          |
| <b>No later than 125 days after Mgmt. Conf.</b>              | Completion date for discovery on claim construction (P.R. 4-4).                                                                                                                                                                          | January 22, 2025         |
| <b>No later than 140 days after Mgmt. Conf.</b>              | Opening claim construction brief (P.R. 4-5(a)).                                                                                                                                                                                          | February 6, 2025         |
| <b>4 weeks before claim construction hearing</b>             | Submit technology synopsis/tutorial (both hard copy and disk).                                                                                                                                                                           | February 14, 2025        |
| <b>No later than 2 weeks after claim construction brief.</b> | Responsive claim construction brief (P.R. 4-5(b)).                                                                                                                                                                                       | February 20, 2025        |
| <b>No later than 7 days after response</b>                   | Reply claim construction brief (P.R. 4-5(c)).                                                                                                                                                                                            | February 27, 2025        |
| <b>At least 10 days before claim construction hearing</b>    | Parties to file joint claim construction and chart (P.R. 4-5(d)).                                                                                                                                                                        | March 4, 2025            |
|                                                              | Proposed Claim Construction hearing <b>March 14, 2025</b> , at <b>9:00 a.m.</b> at the Paul Brown United States Courthouse, 101 E. Pecan Street, Sherman, Texas 75090.                                                                   | March 14, 2025           |
| <b>5 weeks after claim construction hearing</b>              | (Fact Discovery deadline) Deadline for Initial Mandatory Disclosure of all persons, documents, data compilations and tangible things, which are relevant to a claim or defense of any party and which has not previously been disclosed. | April 18, 2025           |
| <b>9 weeks after claim construction hearing</b>              | Burden of Proof Expert Reports                                                                                                                                                                                                           | May 16, 2025             |
|                                                              | Comply with P.R. 3-7. (Designation of Willfulness Opinions).                                                                                                                                                                             | May 16, 2025             |

| <b>Court Proposed Deadline</b>                                                                                                                                                                     | <b>Event</b>                                                                                                                                                                                                                                                                                                                                     | <b>OIT Proposed Date</b> |
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| <b>11 weeks after claim construction</b>                                                                                                                                                           | Rebuttal Expert Reports                                                                                                                                                                                                                                                                                                                          | May 30, 2025             |
| <b>Objections to any expert, including Daubert motions, shall be filed within 3 weeks after the expert's Report has been disclosed. Such objections and motions are limited to ten pages each.</b> | Daubert Motions on Burden of Proof Expert reports                                                                                                                                                                                                                                                                                                | June 6, 2024             |
|                                                                                                                                                                                                    | Close of Expert discovery                                                                                                                                                                                                                                                                                                                        | June 13, 2025            |
| <b>13 weeks after claim construction hearing (no later than 110 days prior to the filing of the Joint Final PTO)</b>                                                                               | File Dispositive Motions and any other motions that may require a hearing. Regardless of how many dispositive motions a party files, each party is limited to a total of sixty pages for such motions. Each individual motion shall comply with Local Rule CV-7. <b>Responses to motions shall be due in accordance with Local Rule CV-7(e).</b> | June 27, 2025            |
| <b>Objections to any expert, including Daubert motions, shall be filed within 3 weeks after the expert's Report has been disclosed. Such objections and motions are limited to ten pages each.</b> | Daubert Motion on Rebuttal Expert reports                                                                                                                                                                                                                                                                                                        | June 27, 2025            |
| <b>5 weeks before final pretrial conf</b>                                                                                                                                                          | Notice of intent to offer certified records                                                                                                                                                                                                                                                                                                      | September 24, 2025       |
| <b>5 weeks before final pretrial conf</b>                                                                                                                                                          | Counsel and unrepresented parties are each responsible for contacting opposing counsel and unrepresented parties to determine how they will prepare the Joint Final Pretrial Order and Proposed Jury Instructions and Verdict.                                                                                                                   | September 24, 2025       |

| <b>Court Proposed Deadline</b>            | <b>Event</b>                                                                                                                                                                                                                                                        | <b>OIT Proposed Date</b>                                         |
|-------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------|
| <b>30 days before final pretrial conf</b> | Motions in limine due<br>File Joint Final Pretrial Order.<br>Exchange Exhibits and deliver copies to the court.                                                                                                                                                     | September 29, 2025                                               |
| <b>4 weeks before final pretrial conf</b> | Deposition Designations due                                                                                                                                                                                                                                         | October 1, 2025                                                  |
|                                           | Response to Deposition Designations                                                                                                                                                                                                                                 | October 8, 2025                                                  |
| <b>2 weeks before final pretrial conf</b> | Response to motions in limine due<br>File objections to witnesses, deposition extracts, and exhibits, listed in pre-trial order. File Proposed Jury Instructions/Form of Verdict.<br><br>Notify court reporter to request daily copy of the transcript during trial | October 15, 2025                                                 |
| <b>October 29, 2025</b>                   | Final Pretrial Conference at 10:00 a.m. at the Paul Brown United States Courthouse, 101 E. Pecan Street, Sherman, Texas 75090.                                                                                                                                      | October 29, 2025                                                 |
| <b>TBD</b>                                | 10:00 a.m. Jury Selection and Trial at the Paul Brown United States Courthouse located at 101 East Pecan Street in Sherman, Texas.                                                                                                                                  | November 17, 2025<br>(assumes 5 days jury trial for first trial) |