UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

STELLAR, LLC	§	
	§	
v.	§	CIVIL NO. 4:23-CV-750-SDJ
	§	
MOTOROLA SOLUTIONS, INC.,	§	
ET AL.	§	

SECOND AMENDED SCHEDULING ORDER

The Court, having granted Stellar, LLC's Motion Requesting a Trial Setting, (Dkt. #47), enters this case specific order which controls disposition of this action pending further order of the Court. The following actions shall be completed by the dates indicated.[1]

Passed	P.R. 3-1 Disclosure of Asserted Claims and Infringement Contentions (and P.R. 3-2 document production) to be served.
Passed	Join Additional Parties.
Passed	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.
Passed	Parties to exchange proposed terms for construction and identify any claim element governed by 35 U.S.C. § 112, ¶ 6 (P.R. 4-1).
Passed	Privilege Logs to be exchanged by parties (or a letter to the Court stating that there are no disputes as to claims of privileged documents).
Passed	Parties to exchange preliminary proposed claim construction and extrinsic evidence supporting same (P.R. 4-2).

[1] If a deadline falls on a Saturday, Sunday, or a legal holiday as defined in Federal Rule of Civil Procedure 6, the effective date is the first federal court business day following the deadline imposed.

Passed	Parties' Final Amended Pleadings.[2] (A motion for leave is required.)
Passed	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.
Passed	Respond to Amended Pleadings.
Passed	Completion date for discovery on claim construction (P.R. 4-4).
Passed	Opening claim construction brief (P.R. 4-5(a)).
Passed	Responsive claim construction brief (P.R. 4-5(b)).
Passed	Reply claim construction brief (P.R. 4-5(c)).
Passed	Submit technology synopsis/tutorial (both hard copy and disk).
Passed	Parties to file joint claim construction and chart (P.R. 4-5(d)). Parties shall work together to agree on as many claim terms as possible.
Passed	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. This deadline is not an extension of earlier deadlines set out in this Court's order or the Patent Rules, nor an excuse to delay disclosure of information. It is a "catchall" deadline for provision of all remaining information which may be relevant to a claim or defense of any party at trial.
Passed	Parties shall notify the Court of the name, address, and telephone number of the agreed-upon mediator, or request that the Court select a mediator, if they are unable to agree on one.

[2] Except as otherwise provided by Federal Rule of Civil Procedure 12(a)(4).

08/28/2024	Claim Construction hearing at **10:00 a.m.** at the United States Courthouse, 7940 Preston Road, Plano, TX 75024.
10/16/2024	Parties with burden of proof to designate Expert Witnesses other than claims construction experts and provide their expert witness reports, to include for ALL experts all information set out in Rule 26(a)(2)(B).[3]
11/06/2024	Parties to Designate Expert Witnesses on issues for which the parties do not bear the burden of proof, and provide their expert witness report, to include for ALL experts all information set out in Rule 26(2)(B). **Note: 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 (10) pages each.**
11/13/2024	Mediation deadline.
12/06/2024	Discovery deadline. All discovery must be served in time to be completed by this date.[4]
12/13/2024	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. **Responses to motions shall be due in accordance with Local Rule CV-7(e).**
01/02/2025	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 (*See* www.txed.uscourts.gov) and Proposed Jury Instructions and Verdict Form (or Proposed Findings of Fact and Conclusions of Law in nonjury cases).

[3] This shall include any willfulness opinion and shall comply with P.R. 3-7.

[4] All written discovery and deposition notices must be served in time to be completed by this date.

01/29/2025	Motions in limine due.
01/29/2025	File Joint Final Pretrial Order.[5] Exchange Exhibits and deliver copies to the Court. At this date, all that is required to be submitted to the Court is a hyperlinked exhibit list on disk (2 copies) and no hard copies.
01/31/2025	Video Deposition Designation due. Each party who proposes to offer a deposition by video shall serve on all other parties a disclosure identifying the line and page numbers to be offered. All other parties will have seven calendar days to serve a response with any objections and requesting cross examination line and page numbers to be included. Counsel must consult on any objections and only those which cannot be resolved shall be presented to the Court.[6]
02/14/2025	Response to motions in limine due.
02/14/2025	File objections to witnesses, deposition extracts, and exhibits, listed in pre-trial order.[7]
02/14/2025	File Proposed Jury Instructions/Form of Verdict (or Proposed Findings of Fact and Conclusions of Law).
02/14/2025	File Proposed Voir Dire Questions.
02/28/2025	Final Pretrial Conference at 1:30 p.m. at the United States Courthouse located at 7940 Preston Road, Plano, TX 75024.
03/10/2025	10:00 a.m. Jury Selection and Trial at the United States Courthouse located at 7940 Preston Road, Plano, TX 75024.

[5] A form Joint Final Pretrial Order can be found on the Court's website, available at: http://www.txed.uscourts.gov/?q=judge/judge-sean-jordan.

[6] The party who filed the initial Video Deposition Designation is responsible for preparing the final edited video in accordance with all parties' designations and the Court's rulings on objections.

[7] This does not extend the deadline to object to experts. If numerous objections are filed, the Court may set a hearing.

All other provisions in the Court's Scheduling Order, (Dkt. #21), shall remain in force unchanged.

So ORDERED and SIGNED this 9th day of August, 2024.

SEAN D. JORDAN
UNITED STATES DISTRICT JUDGE