October 11, 2024

VIA ECF

Hon. Arun Subramanian
U.S. District Court S.D.N.Y
500 Pearl Street
New York, New York 10007

Re: ***Nike, Inc. v. lululemon usa, inc.* (Case No. 1:23-cv-00771-AS)**
Proposal of Trial Dates

Dear Judge Subramanian,

Pursuant to the Court's Order (ECF No. 251), Plaintiff Nike, Inc. ("Nike") and Defendant lululemon usa, inc. ("lululemon") (collectively, "Parties"), submit this letter proposing two separate weeks of availability for trial.

The Parties met and conferred to discuss trial availability. Due to fact witness unavailability and counsel's trial, PTAB hearing dates, and other litigation-related conflicts, the Parties mutually agree that that there are no weeks in January or February they would be available for trial. The Parties agree and respectfully submit that they are mutually available for trial during the week of March 3, 2025, or the week of March 10, 2025.

Best regards,

/s/ *Michael J. Harris*
Michael J. Harris

Counsel for Plaintiff Nike, Inc.

/s/ *Brandon G. Smith*
Brandon G. Smith

Counsel for Defendant lululemon usa, Inc.

Trial is set for **March 3, 2025 to March 7, 2025**. The Court will issue a scheduling order setting deadlines for all pretrial submissions upon the resolution of summary judgment and *Daubert* motions.

SO ORDERED.

Arun Subramanian, U.S.D.J.
Date: October 15, 2024