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JRG4,JURY,PATENT/TRADEMARK,PROTECTIVE-ORDER,STAYED

U.S. District Court
Eastern District of TEXAS [LIVE] (Marshall)
CIVIL DOCKET FOR CASE #: 2:23-cv-00529-JRG-RSP

Spinelogik, Inc. v. Globus Medical, Inc.
Assigned to: District Judge Rodney Gilstrap
Referred to: Magistrate Judge Roy S. Payne
Cause: 35:271 Patent Infringement

Date Filed: 11/17/2023
Jury Demand: Plaintiff
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

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Plaintiff**Spinelogik, Inc.**

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V.

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Date Filed	#	Docket Text
11/17/2023	1	COMPLAINT against Globus Medical, Inc. (Filing fee \$ 402 receipt number ATXEDC-9826140.), filed by Spinelogik, Inc.. (Attachments: # 1 Civil Cover Sheet)(Honea, Christopher) (Entered: 11/17/2023)
11/17/2023	2	Notice of Filing of Patent/Trademark Form (AO 120). AO 120 mailed to the Director of the U.S. Patent and Trademark Office. (Honea, Christopher) (Entered: 11/17/2023)
11/17/2023		Case assigned to District Judge Rodney Gilstrap and Magistrate Judge Roy S. Payne. (ch,) (Entered: 11/17/2023)
11/17/2023		In accordance with the provisions of 28 USC Section 636(c), you are hereby notified that a U.S. Magistrate Judge of this district court is available to conduct any or all proceedings in this case including a jury or non-jury trial and to order the entry of a final judgment. The form Consent to Proceed Before Magistrate Judge is available on our website. All signed consent forms, excluding pro se parties, should be filed electronically using the event <i>Notice Regarding Consent to Proceed Before Magistrate Judge</i> . (ch,) (Entered: 11/17/2023)
11/17/2023	3	SUMMONS Issued as to Globus Medical, Inc.. (ch,) (Entered: 11/17/2023)
11/29/2023	4	SUMMONS Returned Executed by Spinelogik, Inc.. Globus Medical, Inc. served on 11/21/2023. (Garteiser, Randall) (Entered: 11/29/2023)
12/07/2023	5	Defendant's Unopposed First Application for Extension of Time to Answer 1 Complaint re: Spinelogik, Inc. (Honea, Christopher) (Entered: 12/07/2023)
12/07/2023		Defendant's Unopposed FIRST Application for Extension of Time to Answer Complaint is granted pursuant to Local Rule CV-12 for Globus Medical, Inc. to 1/26/2024. 45 Days Granted for Deadline Extension.(ch,) (Entered: 12/07/2023)
01/25/2024	6	UNOPPOSED MOTION for Extension of Time to File Answer re 1 Complaint <i>Move or Otherwise Respond</i> by Globus Medical, Inc.. (Attachments: # 1 Proposed Order)(Hassett, Shaun) (Entered: 01/25/2024)
01/29/2024	7	ORDER granting 6 UNOPPOSED MOTION for Extension of Time to File Answer re 1 Complaint <i>Move or Otherwise Respond</i> Globus Medical, Inc. answer due 2/9/2024. Signed by Magistrate Judge Roy S. Payne on 1/26/2024. (nkl,) (Entered: 01/29/2024)
02/09/2024	8	MOTION to Dismiss 1 Complaint by Globus Medical, Inc.. (Attachments: # 1 Proposed Order)(Hassett, Shaun) (Entered: 02/09/2024)
02/09/2024	9	SCHEDULING ORDER: Scheduling/Case Management Conference set for 3/26/2024 at 01:30 PM before District Judge Rodney Gilstrap.. Signed by Magistrate Judge Roy S. Payne on 2/9/2024. (ch,) (Entered: 02/12/2024)

02/14/2024		NOTICE of Hearing: In-Person Scheduling/Case Management Conference originally set for 3/26/2024 is RESET for 3/25/2024 at 10:00 AM in Ctrm 106 (Marshall) before District Judge Rodney Gilstrap. (aeb) (Entered: 02/14/2024)
02/14/2024	10	UNOPPOSED MOTION to Withdraw as Attorney <i>Hao Ni and Neal Massand</i> by Spinelogik, Inc.. (Attachments: # 1 Proposed Order)(Honea, Christopher) (Entered: 02/14/2024)
02/15/2024	11	ORDER granting 10 Motion to Withdraw as Attorney.. Signed by Magistrate Judge Roy S. Payne on 2/15/2024. (ch,) (Entered: 02/16/2024)
02/23/2024	12	AMENDED COMPLAINT against Globus Medical, Inc., filed by Spinelogik, Inc.. (Attachments: # 1 Exhibit A - Claim Charts) (Honea, Christopher) (Entered: 02/23/2024)
03/08/2024	13	MOTION to Dismiss 12 <i>First Amended Complaint</i> by Globus Medical, Inc.. (Attachments: # 1 Ex A - US8460385, # 2 Proposed Order)(Hassett, Shaun) (Entered: 03/08/2024)
03/22/2024	14	UNOPPOSED MOTION for Extension of Time to File Response/Reply as to 13 MOTION to Dismiss 12 <i>First Amended Complaint</i> by Spinelogik, Inc.. (Attachments: # 1 Proposed Order)(Honea, Christopher) (Entered: 03/22/2024)
03/25/2024	15	ORDER granting 14 UNOPPOSED MOTION for Extension of Time to File Response/Reply as to 13 MOTION to Dismiss 12 <i>First Amended Complaint</i> Responses due by 4/5/2024. Signed by Magistrate Judge Roy S. Payne on 3/24/2024. (NKL) (Entered: 03/25/2024)
03/25/2024		Minute Entry for proceedings held before District Judge Rodney Gilstrap: Scheduling Conference/Case Management Conference held on 3/25/2024. Counsel for the parties appeared. Court asked whether they consented to trial before the U.S. Magistrate Judge. Court proceeded to give counsel Claim Construction and Jury Selection/Trial dates. (Court Reporter Shawn McRoberts) (aeb) (Entered: 03/26/2024)
04/01/2024	16	OPPOSED MOTION to Consolidate Cases by Spinelogik, Inc.. (Attachments: # 1 Proposed Order)(Honea, Christopher) (Entered: 04/01/2024)
04/02/2024	17	NOTICE of Attorney Appearance by Michael E Jones on behalf of Globus Medical, Inc. (Jones, Michael) (Entered: 04/02/2024)
04/02/2024	18	OPPOSED MOTION to Change Venue - <i>to Transfer</i> - by Globus Medical, Inc.. (Attachments: # 1 Declaration of M. Fromhold, # 2 Proposed Order)(Hassett, Shaun) (Entered: 04/02/2024)
04/05/2024	19	RESPONSE in Opposition re 13 MOTION to Dismiss 12 <i>First Amended Complaint filed by Spinelogik, Inc.</i> (Attachments: # 1 Proposed Order)(Honea, Christopher) (Entered: 04/05/2024)
04/08/2024	20	JOINT MOTION to Enter Agreed Docket Control Order by Globus Medical, Inc.. (Attachments: # 1 Docket Control Order) (Hassett, Shaun) (Entered: 04/08/2024)
04/08/2024	21	JOINT MOTION to Enter Agreed Discovery Order by Globus Medical, Inc.. (Attachments: # 1 Discovery Order)(Hassett, Shaun) (Entered: 04/08/2024)
04/09/2024	22	DOCKET CONTROL ORDER granting 20 JOINT MOTION to Enter Agreed Docket Control Order Pretrial Conference set for 7/14/2025 at 09:00 AM before Magistrate Judge Roy S. Payne., Jury Selection set for 8/18/2025 at 09:00AM before District

		Judge Rodney Gilstrap., Markman Hearing set for 2/12/2025 at 09:00 AM before Magistrate Judge Roy S. Payne.). Signed by Magistrate Judge Roy S. Payne on 4/9/2024. (CH) (Entered: 04/09/2024)
04/09/2024	23	DISCOVERY ORDER granting 21 JOINT MOTION to Enter Agreed Discovery Order. Signed by Magistrate Judge Roy S. Payne on 4/9/2024. (CH) (Entered: 04/09/2024)
04/12/2024	24	***FILED IN ERROR*** RESPONSE in Support re 18 OPPOSED MOTION to Change Venue - <i>to Transfer - filed by Globus Medical, Inc..</i> (Hassett, Shaun) Modified on 4/12/2024 (CH). (Entered: 04/12/2024)
04/12/2024	25	REPLY to Response to Motion re 13 MOTION to Dismiss 12 <i>First Amended Complaint filed by Globus Medical, Inc..</i> (Hassett, Shaun) (Entered: 04/12/2024)
04/15/2024	26	JOINT MOTION to enter Agreed Protective Order by Globus Medical, Inc.. (Attachments: # 1 Protective Order)(Hassett, Shaun) (Entered: 04/15/2024)
04/15/2024	27	OPPOSED MOTION for Discovery , <i>FOR LEAVE TO CONDUCT EXPEDITED VENUE DISCOVERY AND FOR EXTENSION OF TIME TO RESPOND TO</i> 18 <i>MOTION TO TRANSFER</i> by Spinelogik, Inc.. (Attachments: # 1 Proposed Order, # 2 Exhibit 1 - Email, # 3 Exhibit 2 - Email, # 4 Exhibit 3 - Email, # 5 Exhibit 4 - Email, # 6 Exhibit 5 - Email)(Honea, Christopher) (Entered: 04/15/2024)
04/15/2024	28	RESPONSE in Opposition re 16 OPPOSED MOTION to Consolidate Cases <i>filed by Globus Medical, Inc..</i> (Attachments: # 1 Proposed Order)(Hassett, Shaun) (Entered: 04/15/2024)
04/17/2024	29	PROTECTIVE ORDER. Signed by Magistrate Judge Roy S. Payne on 4/17/2024. (NKL) (Entered: 04/18/2024)
04/19/2024	30	NOTICE of Attorney Appearance by Colin G Cabral on behalf of Globus Medical, Inc. (Cabral, Colin) (Entered: 04/19/2024)
04/19/2024	31	NOTICE of Attorney Appearance by James Robert Anderson on behalf of Globus Medical, Inc. (Anderson, James) (Entered: 04/19/2024)
04/19/2024	32	NOTICE of Attorney Appearance by Elizabeth Cannon Shrieves on behalf of Globus Medical, Inc. (Shrieves, Elizabeth) (Entered: 04/19/2024)
04/22/2024	33	REPLY to Response to Motion re 16 OPPOSED MOTION to Consolidate Cases <i>for Pre-Trial Purposes filed by Spinelogik, Inc..</i> (Honea, Christopher) (Entered: 04/22/2024)
04/29/2024	34	RESPONSE in Opposition re 27 OPPOSED MOTION for Discovery , <i>FOR LEAVE TO CONDUCT EXPEDITED VENUE DISCOVERY AND FOR EXTENSION OF TIME TO RESPOND TO</i> 18 <i>MOTION TO TRANSFER</i> <i>filed by Globus Medical, Inc..</i> (Attachments: # 1 Proposed Order)(Hassett, Shaun) (Entered: 04/29/2024)
05/06/2024	35	REPLY to Response to Motion re 27 OPPOSED MOTION for Discovery , <i>FOR LEAVE TO CONDUCT EXPEDITED VENUE DISCOVERY AND FOR EXTENSION OF TIME TO RESPOND TO</i> 18 <i>MOTION TO TRANSFER</i> <i>filed by Spinelogik, Inc..</i> (Honea, Christopher) (Entered: 05/06/2024)

08/02/2024	36	ORDER granting 27 OPPOSED MOTION for Discovery, FOR LEAVE TO CONDUCT EXPEDITED VENUE DISCOVERY AND FOR EXTENSION OF TIME TO RESPOND TO 18 MOTION TO TRANSFER. Signed by Magistrate Judge Roy S. Payne on 8/2/2024. (CH) (Entered: 08/02/2024)
08/02/2024	37	ORDER denying 16 Motion to Consolidate Cases. Signed by Magistrate Judge Roy S. Payne on 8/2/2024. (CH) (Entered: 08/05/2024)
08/07/2024		NOTICE of Hearing: Telephone Conference set for 8/8/2024 at 10:00 AM before Magistrate Judge Roy S. Payne. Plaintiff's counsel is responsible for setting up the call.(bga) (Entered: 08/07/2024)
08/22/2024	38	ORDER denying AS MOOT 8 Motion to Dismiss. Signed by Magistrate Judge Roy S. Payne on 8/22/2024. (CH) (Entered: 08/23/2024)
10/11/2024	39	UNOPPOSED MOTION for Extension of Time to Complete Discovery <i>and to Respond to 18 MOTION to Transfer</i> by Spinelogik, Inc.. (Attachments: # 1 Proposed Order)(Honea, Christopher) (Entered: 10/11/2024)
10/21/2024	40	ORDER granting 39 Motion for Extension of Limited Venue Discovery and Deadline to Respond to Defendants Motion to Transfer. Signed by Magistrate Judge Roy S. Payne on 10/21/2024. (NKL) (Entered: 10/21/2024)
11/05/2024	41	UNOPPOSED MOTION for Extension of Time to File Response/Reply as to 18 OPPOSED MOTION to Change Venue - <i>to Transfer</i> - by Spinelogik, Inc.. (Attachments: # 1 Proposed Order)(Honea, Christopher) (Entered: 11/05/2024)
11/06/2024	42	ORDER granting 41 UNOPPOSED MOTION for Extension of Time to File Response/Reply as to 18 OPPOSED MOTION to Change Venue - <i>to Transfer</i> - Responses due by 11/6/2024. Signed by Magistrate Judge Roy S. Payne on 11/6/2024. (NKL) (Entered: 11/06/2024)
11/06/2024	43	SEALED RESPONSE re 18 OPPOSED MOTION to Change Venue - <i>to Transfer</i> - filed by Spinelogik, Inc.. (Attachments: # 1 Exhibit 1 - Confidential Rough Transcript of Mark Fromhold Deposition, # 2 Exhibit 2 - Globus' Objections and Responses to Plaintiff's Venue Interrogatories, # 3 Exhibit 3 - EDTX time to trial comparison, # 4 Exhibit 4 - DED time to trial comparison, # 5 Exhibit 5 - EDPA time to trial comparison)(Honea, Christopher) (Entered: 11/06/2024)
11/13/2024	44	REPLY to Response re 18 OPPOSED MOTION to Change Venue - <i>to Transfer</i> - <i>filed by Globus Medical, Inc.</i> . (Hassett, Shaun) (Entered: 11/13/2024)
11/20/2024	45	SUR-REPLY to Reply to Response re 18 OPPOSED MOTION to Change Venue - <i>to Transfer</i> - <i>filed by Spinelogik, Inc.</i> . (Honea, Christopher) (Entered: 11/20/2024)
11/20/2024	46	Joint Claim Construction and Prehearing Statement by Spinelogik, Inc.. (Honea, Christopher) (Entered: 11/20/2024)
12/19/2024	47	ORDER APPOINTING Technical Advisor. The Court issues this Order sua sponte. It is ORDERED that Mr. Scott E. Woloson be appointed as the Courts technical advisor in the above-captioned case. Signed by Magistrate Judge Roy S. Payne on 12/18/2024. (NKL) (Entered: 12/19/2024)
01/02/2025	48	JOINT MOTION TO AMEND 22 DOCKET CONTROL ORDER by Spinelogik, Inc.. (Attachments: # 1 Proposed Order) (Honea, Christopher) (Entered: 01/02/2025)

01/06/2025	49	AMENDED DOCKET CONTROL ORDER:. Signed by Magistrate Judge Roy S. Payne on 01/03/2025. (KLC) (Entered: 01/06/2025)
01/08/2025	50	CLAIM CONSTRUCTION BRIEF filed by Spinelogik, Inc.. (Honea, Christopher) (Entered: 01/08/2025)
01/10/2025		NOTICE of Hearing:Markman Hearing RESET for 2/12/2025 at 01:30 PM before Magistrate Judge Roy S. Payne. *Note that only the TIME has changed*(bga) (Entered: 01/10/2025)
01/17/2025	51	NOTICE <i>of Request for Hearing</i> by Globus Medical, Inc. re 18 OPPOSED MOTION to Change Venue - <i>to Transfer</i> - (Hassett, Shaun) (Entered: 01/17/2025)
01/22/2025	52	Responsive CLAIM CONSTRUCTION BRIEF filed by Globus Medical, Inc.. (Attachments: # 1 Ex. 1 - US8460385, # 2 Ex. 2 - US9730805, # 3 Ex. 3 - '385 Amendments Dec. 17, 2012, # 4 Ex. 4 - '385 Non-final rejection Oct 4, 2012 (Michelson and Mathieu), # 5 Ex. 5 - US2007-0219635A1 Mathieu, # 6 Ex. 6 - US2006-0079961A1 Michelson, # 7 Ex. 7 - '805 Amendments Oct. 24, 2016, # 8 Ex. 8 - '805 Non-final rejection Jan 21, 2016, # 9 Ex. 9 - '805 Final rejection June 22, 2016, # 10 Ex. 10 - '805 examiner-iniated interview summary June 17, 2016)(Hassett, Shaun) (Entered: 01/22/2025)
01/24/2025	53	ORDER STAYING CASE. Signed by Magistrate Judge Roy S. Payne on 01/24/2025. (KLC) (Entered: 01/24/2025)

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