UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

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| YANGTZE MEMORY TECHNOLOGIES COMPANY, LTD.,<br><br>Plaintiff,<br><br>v.<br><br>MICRON TECHNOLOGY, INC., et al.,<br><br>Defendants. | Case No. 23-cv-05792-RFL<br><br>**ORDER GRANTING MOTION TO CONSOLIDATE**<br><br>Re: Dkt. No. 88 |

Yangtze Memory Technologies Company, Ltd. ("YMTC") has filed two actions for patent infringement against Micron Technology, Inc. and Micron Consumer Products Group, LLC (collectively, "Micron"): this action, Case No. 3:23-cv-05792-RFL ("*YMTC I*"), and Case No. 3:24-cv-04223-RFL ("*YMTC II*"). Micron filed a motion to consolidate the two cases. Pursuant to Civil Local Rule 7-1(b), the Court deems the motion suitable for disposition without oral argument, and the hearing on the motion, set for September 17, 2024, is **VACATED**.

The motion to consolidate is **GRANTED**. Common questions of law and fact exist due to the overlap in the accused products and claim terms. *See* Fed. R. Civ. P. 42(a). Although *YMTC I*'s schedule will need to be pushed out, in view of the substantial overlap and the early stage of *YMTC I*, consolidation can be accomplished without a lengthy delay. Accordingly, *YMTC I* and *YMTC II* are consolidated for all purposes pursuant to Rule 42(a) of the Federal Rules of Civil Procedure. All future submissions shall be filed only in *YMTC I*, Case No. 3:23-cv-05792-RFL. The Clerk of the Court is directed to close *Yangtze Memory Technologies*



**YMTC**
**Exhibit 2018**
**Micron v. YMTC**
**IPR2025-00244**

Ex. 2018-001

*Company, Ltd. v. Micron Technology, Inc. et al*, Case No. 3:24-cv-04223-RFL. YMTC shall file a consolidated complaint by **September 3, 2024**. The consolidated complaint shall not add new claims or allegations not present in the operative complaints from *YMTC I* and *YMTC II*. A case management conference is **SET** for **September 18, 2024, at 10:00 a.m. via videoconference**. The parties shall file a joint case management statement with a proposed case schedule by **September 11, 2024**.

In the joint case management statement, the Court encourages the parties to agree upon a proposed timeline for narrowing the asserted claims and asserted grounds of invalidity, such as:

| **Date** | **Party** | **Narrowing** |
|---|---|---|
| 1 week after damages contentions | YMTC | Narrow to 30 claims |
| 2 weeks after damages contentions (and prior to opening claim construction briefs) | Micron | Narrow to 4 grounds per claim |
| 1 week after *Markman* order | YMTC | Narrow to 15 claims |
| 2 weeks after *Markman* order | Micron | Narrow to 3 grounds per claim |
| 3 weeks before dispositive motions deadline | YMTC | Narrow to 10 claims |
| 2 weeks before dispositive motions deadline | Micron | Narrow to 2 grounds per claim |
| 2 weeks prior to serving motions in limine (6 weeks before Pretrial conference) | YMTC | Narrow to 8 claims |
| 1 week prior to serving motions in limine (5 weeks before Pretrial conference) | Micron | Narrow to 2 grounds per claim |

Absent such an agreement, the Court will impose its own requirements regarding election of representative claims before dispositive motions and *Daubert*, and will stay and sever non-elected claims.

The Court also anticipates imposing an overall page limit on summary judgment and *Daubert* filings, as well as motions *in limine*, and imposing time limits at trial. The parties are welcome to provide input on those limits in the joint case management statement.

**IT IS SO ORDERED.**

Dated: August 21, 2024

RITA F. LIN
United States District Judge