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PATENT

**United States District Court
District of Massachusetts (Boston)
CIVIL DOCKET FOR CASE #: 1:24-cv-11007-IT**

Omni Continuum LLC v. NKT Photonics Inc. et al
Assigned to: Judge Indira Talwani
related Case: [1:23-cv-10359-IT](#)
Cause: 35:271 Patent Infringement

Date Filed: 04/17/2024
Jury Demand: Both
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff**Omni Continuum LLC**

represented by **Christopher C. Smith**
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NKT EXHIBIT 1041
NKT v. Omni Continuum
IPR2025-00839

PRO HAC VICE
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V.

Defendant

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Defendant

NKT Photonics A/S

represented by **Andrew R. Cheslock**
(See above for address)
ATTORNEY TO BE NOTICED

Andrew J. Koopman
(See above for address)
ATTORNEY TO BE NOTICED

Grant S. Shackelford
(See above for address)
ATTORNEY TO BE NOTICED

Jessica Gray Kelly
(See above for address)
ATTORNEY TO BE NOTICED

Philip M. Hanaka
(See above for address)
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ATTORNEY TO BE NOTICED

Robert L. Wagner
(See above for address)
ATTORNEY TO BE NOTICED

Todd R. Walters
(See above for address)
ATTORNEY TO BE NOTICED

Counter Claimant

NKT Photonics A/S

represented by **Andrew R. Cheslock**
(See above for address)
ATTORNEY TO BE NOTICED

Andrew J. Koopman
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ATTORNEY TO BE NOTICED

Grant S. Shackelford
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Counter Claimant

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represented by **Andrew R. Cheslock**
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*ATTORNEY TO BE NOTICED***Todd R. Walters**

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V.

Counter Defendant**Omni Continuum LLC**represented by **Christopher C. Smith**

(See above for address)

*ATTORNEY TO BE NOTICED***John S. LeRoy**

(See above for address)

*ATTORNEY TO BE NOTICED***Michael Christos Moschos**

(See above for address)

*ATTORNEY TO BE NOTICED***Thomas A. Lewry**

(See above for address)

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/17/2024	<u>1</u>	COMPLAINT <i>for Patent Infringement</i> against All Defendants Filing fee: \$ 405, receipt number AMADC-10370596 (Fee Status: Filing Fee paid), filed by Omni Continuum LLC. (Attachments: # <u>1</u> Exhibit A - US7433116, # <u>2</u> Exhibit B - US7519253, # <u>3</u> Civil Cover Sheet, # <u>4</u> Summons - NKT Photonics Inc., # <u>5</u> Summons - NKT Photonics A/S, # <u>6</u> Category Form)(Moschos, Michael) (Entered: 04/17/2024)
04/17/2024	2	<u>ELECTRONIC NOTICE TO COUNSEL:</u> Counsel shall complete and file in PDF format a Report on Filing or Determination Re: Patent or Trademark AO 120. The form can be found on the court's website under Resources/Forms/Local Forms. Counsel will use the event under Other Documents - Report on the filing of patent/trademark case. (Kelly, Danielle) (Entered: 04/17/2024)
04/17/2024	3	ELECTRONIC NOTICE of Case Assignment. Judge Indira Talwani assigned to case. If the trial Judge issues an Order of Reference of any matter in this case to a Magistrate Judge, the matter will be transmitted to Magistrate Judge M. Page Kelley. (Cowan, Nicole) (Entered: 04/17/2024)
04/17/2024	<u>4</u>	Summons Issued as to All Defendants. Counsel receiving this notice electronically should download this summons, complete one for each defendant and serve it in accordance with Fed.R.Civ.P. 4 and LR 4.1. Summons will be mailed to plaintiff(s) not receiving notice electronically for completion of service. (Kelly, Danielle) (Entered: 04/17/2024)
04/17/2024	<u>5</u>	CORPORATE DISCLOSURE STATEMENT by Omni Continuum LLC identifying Corporate Parent Omni Technology Holdings, Inc. for Omni Continuum LLC.. (Moschos, Michael) (Entered: 04/17/2024)

04/17/2024	6	REPORT ON THE FILING OF AN ACTION REGARDING PATENT OR TRADEMARK. (Moschos, Michael) (Entered: 04/17/2024)
04/19/2024	7	SUMMONS Returned Executed NKT Photonics Inc. served on 4/18/2024, answer due 5/9/2024. (Moschos, Michael) (Entered: 04/19/2024)
05/07/2024	8	MOTION for Extension of Time to 5/30/2024 to Answer or otherwise plead <i>for NKT Photonics Inc. UNOPPOSED</i> by Omni Continuum LLC. (Attachments: # 1 Text of Proposed Order)(Moschos, Michael) <u>Modified on 5/7/2024</u> : corrected event type (Kelly, Danielle). (Entered: 05/07/2024)
05/08/2024	9	Judge Indira Talwani: ELECTRONIC ORDER granting Plaintiff's Unopposed Motion for Extension of Time 8 . The time for Defendants to respond to the complaint is extended to May 30, 2024. Plaintiff shall promptly provide a copy of this order to Defendants or their counsel. (Kelly, Danielle) (Entered: 05/08/2024)
05/29/2024	10	CORPORATE DISCLOSURE STATEMENT by NKT Photonics Inc.. (Hanaka, Philip) (Entered: 05/29/2024)
05/29/2024	11	NOTICE of Appearance by Philip M. Hanaka on behalf of NKT Photonics Inc. (Hanaka, Philip) (Entered: 05/29/2024)
05/29/2024	12	MOTION for Leave to Appear Pro Hac Vice for admission of Todd R. Walters Filing fee: \$ 125, receipt number AMADC-10438460 by NKT Photonics Inc.. (Attachments: # 1 Affidavit Rule 83.5.3 Certificate of Todd R. Walters)(Hanaka, Philip) (Entered: 05/29/2024)
05/29/2024	13	MOTION for Leave to Appear Pro Hac Vice for admission of Robert L. Wagner Filing fee: \$ 125, receipt number AMADC-10438476 by NKT Photonics Inc.. (Attachments: # 1 Affidavit Rule 83.5.3 Certificate of Robert L. Wagner)(Hanaka, Philip) (Entered: 05/29/2024)
05/29/2024	14	MOTION for Leave to Appear Pro Hac Vice for admission of Andrew R. Cheslock Filing fee: \$ 125, receipt number AMADC-10438501 by NKT Photonics Inc.. (Attachments: # 1 Affidavit Affidavit Rule 83.5.3 Certificate of Andrew R. Cheslock)(Hanaka, Philip) (Entered: 05/29/2024)
05/29/2024	15	MOTION for Leave to Appear Pro Hac Vice for admission of Grant S. Shackelford Filing fee: \$ 125, receipt number AMADC-10438520 by NKT Photonics Inc.. (Attachments: # 1 Affidavit Rule 83.5.3 Certificate of Grant S. Shackelford)(Hanaka, Philip) (Entered: 05/29/2024)
05/29/2024	16	Judge Indira Talwani: ELECTRONIC ORDER granting 12 Motion for Leave to Appear Pro Hac Vice Added Todd R. Walters. Attorneys admitted Pro Hac Vice must have an individual upgraded PACER account, not a shared firm account, to electronically file in the District of Massachusetts. Counsel may need to link their CM/ECF account to their upgraded individual pacer account. Instructions on how to link CM/ECF accounts to upgraded pacer account can be found at https://www.mad.uscourts.gov/caseinfo/nextgen-current-pacer-accounts.htm#link-account . (Kelly, Danielle) (Entered: 05/29/2024)
05/29/2024	17	Judge Indira Talwani: ELECTRONIC ORDER granting 13 Motion for Leave to Appear Pro Hac Vice Added Robert L. Wagner.

		Attorneys admitted Pro Hac Vice must have an individual upgraded PACER account, not a shared firm account, to electronically file in the District of Massachusetts. Counsel may need to link their CM/ECF account to their upgraded individual pacer account. Instructions on how to link CM/ECF accounts to upgraded pacer account can be found at https://www.mad.uscourts.gov/caseinfo/nextgen-current-pacer-accounts.htm#link-account. (Kelly, Danielle) (Entered: 05/29/2024)
05/29/2024	18	Judge Indira Talwani: ELECTRONIC ORDER granting 14 Motion for Leave to Appear Pro Hac Vice Added Andrew R. Cheslock. Attorneys admitted Pro Hac Vice must have an individual upgraded PACER account, not a shared firm account, to electronically file in the District of Massachusetts. Counsel may need to link their CM/ECF account to their upgraded individual pacer account. Instructions on how to link CM/ECF accounts to upgraded pacer account can be found at https://www.mad.uscourts.gov/caseinfo/nextgen-current-pacer-accounts.htm#link-account. (Kelly, Danielle) (Entered: 05/29/2024)
05/29/2024	19	Judge Indira Talwani: ELECTRONIC ORDER granting 15 Motion for Leave to Appear Pro Hac Vice Added Grant S. Shackelford. Attorneys admitted Pro Hac Vice must have an individual upgraded PACER account, not a shared firm account, to electronically file in the District of Massachusetts. Counsel may need to link their CM/ECF account to their upgraded individual pacer account. Instructions on how to link CM/ECF accounts to upgraded pacer account can be found at https://www.mad.uscourts.gov/caseinfo/nextgen-current-pacer-accounts.htm#link-account. (Kelly, Danielle) (Entered: 05/29/2024)
05/30/2024	20	NOTICE of Appearance by Todd R. Walters on behalf of NKT Photonics Inc. (Walters, Todd) (Entered: 05/30/2024)
05/30/2024	21	NOTICE of Appearance by Robert L. Wagner on behalf of NKT Photonics Inc. (Wagner, Robert) (Entered: 05/30/2024)
05/30/2024	22	NOTICE of Appearance by Andrew R. Cheslock on behalf of NKT Photonics Inc. (Cheslock, Andrew) (Entered: 05/30/2024)
05/30/2024	23	NOTICE of Appearance by Grant S. Shackelford on behalf of NKT Photonics Inc. (Shackelford, Grant) (Entered: 05/30/2024)
05/30/2024	24	MOTION to Dismiss by NKT Photonics Inc.. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Text of Proposed Order)(Hanaka, Philip) (Entered: 05/30/2024)
05/30/2024	25	MEMORANDUM in Support re 24 MOTION to Dismiss filed by NKT Photonics Inc.. (Hanaka, Philip) (Entered: 05/30/2024)
05/30/2024	26	MOTION for Leave to Appear Pro Hac Vice for admission of Thomas A. Lewry Filing fee: \$ 125, receipt number AMADC-10440716 by Omni Continuum LLC. (Attachments: # 1 Rule 83.5.3 Certificate of Thomas A. Lewry)(Moschos, Michael) (Entered: 05/30/2024)
05/30/2024	27	MOTION for Leave to Appear Pro Hac Vice for admission of John S. LeRoy Filing fee: \$ 125, receipt number AMADC-10440797 by Omni Continuum LLC. (Attachments: # 1 Rule 83.5.3 Certificate of John S. LeRoy)(Moschos, Michael) (Entered: 05/30/2024)

05/30/2024	28	MOTION for Leave to Appear Pro Hac Vice for admission of Christopher C. Smith Filing fee: \$ 125, receipt number AMADC-10440807 by Omni Continuum LLC. (Attachments: # 1 Rule 83.5.3 Certificate of Christopher C. Smith)(Moschos, Michael) (Entered: 05/30/2024)
05/30/2024	29	Judge Indira Talwani: ELECTRONIC ORDER granting 26 Motion for Leave to Appear Pro Hac Vice Added Thomas A. Lewry. Attorneys admitted Pro Hac Vice must have an individual upgraded PACER account, not a shared firm account, to electronically file in the District of Massachusetts. Counsel may need to link their CM/ECF account to their upgraded individual pacer account. Instructions on how to link CM/ECF accounts to upgraded pacer account can be found at https://www.mad.uscourts.gov/caseinfo/nextgen-current-pacer-accounts.htm#link-account . (Kelly, Danielle) (Entered: 05/30/2024)
05/30/2024	30	Judge Indira Talwani: ELECTRONIC ORDER granting 27 Motion for Leave to Appear Pro Hac Vice Added John S. LeRoy. Attorneys admitted Pro Hac Vice must have an individual upgraded PACER account, not a shared firm account, to electronically file in the District of Massachusetts. Counsel may need to link their CM/ECF account to their upgraded individual pacer account. Instructions on how to link CM/ECF accounts to upgraded pacer account can be found at https://www.mad.uscourts.gov/caseinfo/nextgen-current-pacer-accounts.htm#link-account . (Kelly, Danielle) (Entered: 05/30/2024)
05/30/2024	31	Judge Indira Talwani: ELECTRONIC ORDER granting 28 Motion for Leave to Appear Pro Hac Vice Added Christopher C. Smith. Attorneys admitted Pro Hac Vice must have an individual upgraded PACER account, not a shared firm account, to electronically file in the District of Massachusetts. Counsel may need to link their CM/ECF account to their upgraded individual pacer account. Instructions on how to link CM/ECF accounts to upgraded pacer account can be found at https://www.mad.uscourts.gov/caseinfo/nextgen-current-pacer-accounts.htm#link-account . (Kelly, Danielle) (Entered: 05/30/2024)
06/04/2024	32	MOTION for Extension of Time to 06/20/2024 to Respond to Motion to Dismiss <i>Unopposed</i> by Omni Continuum LLC. (Attachments: # 1 Text of Proposed Order)(Smith, Christopher) <u>Modified on 6/4/2024</u> corrected event type (Kelly, Danielle). (Entered: 06/04/2024)
06/06/2024	33	Judge Indira Talwani: ELECTRONIC ORDER granting 32 Motion for Extension of Time to File Response/Reply re 24 MOTION to Dismiss. Responses due by June 20, 2024. (Kelly, Danielle) (Entered: 06/06/2024)
06/20/2024	34	AMENDED COMPLAINT <i>for Patent Infringement</i> against All Defendants, filed by Omni Continuum LLC. (Attachments: # 1 Exhibit A - US7433116, # 2 Exhibit B - US7519253) (Lewry, Thomas) (Entered: 06/20/2024)
06/26/2024	35	MOTION for Extension of Time to July 18, 2024 to Respond to Amended Complaint <i>Unopposed</i> by NKT Photonics Inc.. (Attachments: # 1 Text of Proposed Order)(Hanaka,

		Philip) <u>Modified on 6/26/2024</u> : corrected event type (Kelly, Danielle). (Entered: 06/26/2024)
06/28/2024	36	CORPORATE DISCLOSURE STATEMENT by NKT Photonics Inc.. (Hanaka, Philip) (Entered: 06/28/2024)
07/01/2024	37	Judge Indira Talwani: ELECTRONIC ORDER granting Motion for Extension of Time to Respond to Amended Complaint 35 . Defendants' deadline to respond to the Amended Complaint 24 is extended to July 18, 2024. (Kelly, Danielle) (Entered: 07/01/2024)
07/01/2024	38	Judge Indira Talwani: ELECTRONIC ORDER terminating Motion to Dismiss 24 in light of Plaintiffs' filing of an Amended Complaint 24 . (Kelly, Danielle) (Entered: 07/01/2024)
07/01/2024	39	SEE attached NOTICE of Scheduling Conference, with attached PROPOSED ORDER TEMPLATE. When filing the Joint Statement, counsel must attach a separate, proposed scheduling order using the template attached to this Notice. Scheduling Conference set for 7/25/2024 02:15 PM in Courtroom 9 (Remote only) before Judge Indira Talwani. This proceeding will be conducted by video conference. Counsel of record will receive a video conference invite at the email registered in CM/ECF. If you have technical or compatibility issues with the technology, please notify the courtroom deputy of the session as soon as possible. Audio access to the hearing may be available to the media and public. Please check the Court schedule. In order to gain access to the hearing, you must sign up at the following address: https://forms.mad.uscourts.gov/courtlist.html. For questions regarding access to hearings, you may refer to the general orders and public notices of the Court available on www.mad.uscourts.gov or contact media@mad.uscourts.gov. (Attachments: # 1 Proposed Order Template)(MacDonald, Gail) (Entered: 07/01/2024)
07/17/2024	40	MOTION to Dismiss by NKT Photonics Inc.. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Text of Proposed Order)(Hanaka, Philip) (Entered: 07/17/2024)
07/17/2024	41	MEMORANDUM in Support re 40 MOTION to Dismiss filed by NKT Photonics Inc.. (Hanaka, Philip) (Entered: 07/17/2024)
07/18/2024	42	Recommendations for Scheduling Order (<i>Joint</i>). (Attachments: # 1 Exhibit A - Case Calendar, # 2 Omni LR 16.1(d)(3) Certification, # 3 NKT LR 16.1(d)(3) Certification, # 4 Text of Proposed Order Omni, # 5 Text of Proposed Order NKT)(Lewry, Thomas) (Entered: 07/18/2024)
07/25/2024	43	Electronic Clerk's Notes for proceedings held before Judge Indira Talwani: Scheduling Conference held on 7/25/2024. Case called. Court had colloquy with counsel. Motion to Dismiss remains under advisement. Proposed dates adopted. Scheduling Order to follow. (Court Reporter: Robert Paschal at rwp.reporter@gmail.com .) (Attorneys present: Thomas A. Lewry, Michael Christos Moschos, Philip M. Hanaka, Robert L. Wagner, Todd R. Walters) (MacDonald, Gail) (Entered: 07/26/2024)
07/26/2024	44	Judge Indira Talwani: <u>PATENT SCHEDULING ORDER</u> entered. See attached. <u>NOTICE OF HEARING:</u> Further Status / Scheduling Conference set for 9/11/2024 02:30 PM in Courtroom 9 (Remote only) before Judge Indira Talwani. (Kelly, Danielle) (Entered: 07/26/2024)

07/31/2024	45	Opposition re 40 MOTION to Dismiss <i>Omni Continuum LLC's Amended Complaint</i> filed by Omni Continuum LLC. (Lewry, Thomas) (Entered: 07/31/2024)
08/15/2024	46	MOTION for Leave to File <i>Reply Brief in Support of Motion to Dismiss</i> by NKT Photonics Inc.. (Attachments: # 1 Exhibit A, # 2 Text of Proposed Order)(Hanaka, Philip) (Entered: 08/15/2024)
08/16/2024	47	Judge Indira Talwani: ELECTRONIC ORDER granting 46 Motion for Leave to File Reply Brief in Support of Motion to Dismiss. Counsel using the Electronic Case Filing System should now file the document for which leave to file has been granted in accordance with the CM/ECF Administrative Procedures. Counsel must include - Leave to file granted on (date of order)- in the caption of the document. (Kelly, Danielle) (Entered: 08/16/2024)
08/16/2024	48	REPLY to Response to 24 MOTION to Dismiss filed by NKT Photonics Inc.. (Hanaka, Philip) (Entered: 08/16/2024)
09/11/2024	49	Electronic Clerk's Notes for proceedings held before Judge Indira Talwani: Status Conference held on 9/11/2024. Case called. Court had colloquy with counsel. Discovery remains stayed. Counsel reported that service on defendant NKT Photonics A/S is in the hands of Danish authorities. Briefs on issue discussed in open court due 10/9/2024 from Defendants; Plaintiff's response due 10/23/2024. Hearing set for 11/18/2024 02:30 PM in Courtroom 9 (In person only) before Judge Indira Talwani. (Court Reporter: Jamie Halpin at jkhhalpin@gmail.com.) (Attorneys present: Thomas A. Lewry, Michael Christos Moschos, Robert L. Wagner, Todd R. Walters) (MacDonald, Gail) Modified on 9/13/2024 to add text (MacDonald, Gail). (Entered: 09/13/2024)
09/18/2024	50	MOTION for Leave to Appear Pro Hac Vice for admission of Andrew J. Koopman Filing fee: \$ 125, receipt number AMADC-10606555 by NKT Photonics Inc.. (Attachments: # 1 Affidavit Rule 83.5.3 Certificate of Andrew J. Koopman)(Hanaka, Philip) (Entered: 09/18/2024)
09/18/2024	51	Judge Indira Talwani: ELECTRONIC ORDER entered granting 50 Motion for Leave to Appear Pro Hac Vice Added Andrew J. Koopman. Attorneys admitted Pro Hac Vice must have an individual PACER account, not a shared firm account, to electronically file in the District of Massachusetts. To register for a PACER account, go the Pacer website at https://pacer.uscourts.gov/register-account. You must put the docket number under ADDITIONAL FILER INFORMATION on your form when registering or it will be rejected. Pro Hac Vice Admission Request Instructions https://www.mad.uscourts.gov/caseinfo/nextgen-pro-hac-vice.htm . A Notice of Appearance must be entered on the docket by the newly admitted attorney. (Horvath, Courtney) (Entered: 09/18/2024)
09/20/2024	52	NOTICE of Appearance by Andrew J. Koopman on behalf of NKT Photonics Inc. (Koopman, Andrew) (Entered: 09/20/2024)

10/08/2024	53	NOTICE of Appearance by Philip M. Hanaka on behalf of NKT Photonics A/S (Hanaka, Philip) (Entered: 10/08/2024)
10/08/2024	54	CORPORATE DISCLOSURE STATEMENT by NKT Photonics A/S. (Hanaka, Philip) (Entered: 10/08/2024)
10/08/2024	55	NOTICE of Appearance by Todd R. Walters on behalf of NKT Photonics A/S (Walters, Todd) (Entered: 10/08/2024)
10/08/2024	56	NOTICE of Appearance by Andrew R. Cheslock on behalf of NKT Photonics A/S (Cheslock, Andrew) (Entered: 10/08/2024)
10/08/2024	57	NOTICE of Appearance by Robert L. Wagner on behalf of NKT Photonics A/S (Wagner, Robert) (Entered: 10/08/2024)
10/08/2024	58	NOTICE of Appearance by Grant S. Shackelford on behalf of NKT Photonics A/S (Shackelford, Grant) (Entered: 10/08/2024)
10/08/2024	59	NOTICE of Appearance by Andrew J. Koopman on behalf of NKT Photonics A/S (Koopman, Andrew) (Entered: 10/08/2024)
10/09/2024	60	MOTION to Dismiss by NKT Photonics A/S, NKT Photonics Inc.. (Attachments: # 1 Text of Proposed Order)(Hanaka, Philip) (Entered: 10/09/2024)
10/09/2024	61	MEMORANDUM in Support re 60 MOTION to Dismiss filed by NKT Photonics A/S, NKT Photonics Inc.. (Hanaka, Philip) (Entered: 10/09/2024)
10/16/2024	62	MOTION for Protective Order by NKT Photonics A/S, NKT Photonics Inc.. (Attachments: # 1 Stipulated Protective Order)(Hanaka, Philip) (Entered: 10/16/2024)
10/17/2024	63	Joint MOTION to Amend 44 Scheduling Order, by Omni Continuum LLC.(Smith, Christopher) (Entered: 10/17/2024)
10/18/2024	64	Judge Indira Talwani: ELECTRONIC ORDER granting 63 Joint Motion to Amend Scheduling Order. The court adopts the proposed amended dates set forth in the Joint Motion. (Kelly, Danielle) (Entered: 10/18/2024)
10/18/2024	65	Judge Indira Talwani: ELECTRONIC ORDER granting Stipulated Protective Order, as amended (deleting ¶ 14(b)). (Kelly, Danielle) (Entered: 10/18/2024)
10/18/2024	66	Judge Indira Talwani: ORDER entered. STIPULATED PROTECTIVE ORDER REGARDING THE DISCLOSURE AND USE OF DISCOVERY MATERIALS. (Kelly, Danielle) (Entered: 10/18/2024)
10/21/2024	67	SUMMONS Returned Executed NKT Photonics A/S served on 9/24/2024, answer due 10/15/2024. (Lewry, Thomas) (Entered: 10/21/2024)
10/21/2024	68	MOTION for Extension of Time to 10/25/2024 to File Response/Reply as to 60 MOTION to Dismiss <i>Unopposed</i> by Omni Continuum LLC. (Attachments: # 1 Text of Proposed Order)(Smith, Christopher) (Entered: 10/21/2024)
10/21/2024	69	Judge Indira Talwani: ELECTRONIC ORDER granting 68 Plaintiff's unopposed Motion for an Extension of Time. The deadline for Plaintiff's response to 60 Defendants' Motion to Dismiss is extended to October 25, 2024. (Kelly, Danielle) (Entered: 10/21/2024)
10/25/2024	70	Opposition re 60 MOTION to Dismiss filed by Omni Continuum LLC. (Attachments: # 1 Exhibit 1 - NKT's Answer to Interrogatory #2, # 2 Exhibit 2 - Email from NKT counsel) (Lewry, Thomas) (Entered: 10/25/2024)

10/28/2024	71	MOTION to Correct 70 Opposition to Motion (<i>Unopposed</i>) by Omni Continuum LLC. (Attachments: # 1 Exhibit Corrected Brief Opposing Defendants' [Refiled] Motion (ECF 60) to [Partially] Dismiss the Amended Complaint, # 2 Text of Proposed Order)(Lewry, Thomas) (Entered: 10/28/2024)
10/29/2024	72	Judge Indira Talwani: ELECTRONIC ORDER granting 71 Plaintiff's unopposed Motion to Correct its 70 Opposition to Defendant's Motion to Dismiss. Plaintiff may file its Corrected Brief.(Cook, Savannah) (Entered: 10/29/2024)
10/29/2024	73	Opposition re 60 MOTION to Dismiss (<i>Corrected Brief</i>) filed by Omni Continuum LLC. (Attachments: # 1 Exhibit 1 - NKT's Answer to Interrogatory #2, # 2 Exhibit 2 - Email from NKT counsel - redacted)(Lewry, Thomas) (Entered: 10/29/2024)
11/18/2024	74	Judge Indira Talwani: ELECTRONIC ORDER terminating Defendant NKT Photonics Inc.'s Motion to Dismiss 40 as superseded by Defendants NKT Photonics Inc.'s and NKT Photonics A/S's Motion to Dismiss 60 . (Cook, Savannah) (Entered: 11/18/2024)
11/18/2024	75	Electronic Clerk's Notes for proceedings held before Judge Indira Talwani: Hearing held on 11/18/2024. Case called. Court had colloquy with counsel. The Motion to Dismiss 60 remains under advisement. Counsel shall confer re claim construction and may proceed under the existing schedule (Order at 64; details at 63) or file a proposed schedule. (Court Reporter: Robert Paschal at rwp.reporter@gmail.com.)(Attorneys present: Thomas A. Lewry, Michael Christos Moschos, Robert L. Wagner, Todd R. Walters) (MacDonald, Gail) (Entered: 11/19/2024)
12/11/2024	76	Joint MOTION to Amend <i>Scheduling Order</i> by Omni Continuum LLC.(Lewry, Thomas) (Entered: 12/11/2024)
12/12/2024	77	Judge Indira Talwani: ELECTRONIC ORDER granting 76 Joint Motion to Amend Scheduling Order. The court adopts the proposed amended dates set forth in the Joint Motion. (Cook, Savannah) (Entered: 12/12/2024)
12/16/2024	78	Judge Indira Talwani: ORDER entered. MEMORANDUM AND ORDER. For the foregoing reasons, Defendants' Motion to Dismiss [Doc. No. 60] is DENIED without prejudice to a motion for judgment on the pleadings, if appropriate, following claim construction. IT IS SO ORDERED. (Cook, Savannah) (Entered: 12/16/2024)
12/20/2024	79	Transcript of Motion Hearing held on November 18, 2024, before Judge Indira Talwani. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Court Reporter Name and Contact Information: Robert Paschal at rwp.reporter@gmail.com. Redaction Request due 1/10/2025. Redacted Transcript Deadline set for 1/21/2025. Release of Transcript Restriction set for 3/20/2025. (Kelly, Danielle) (Entered: 12/23/2024)
12/20/2024	80	NOTICE is hereby given that an official transcript of a proceeding has been filed by the court reporter in the above-captioned matter. Counsel are referred to the Court's Transcript Redaction Policy, available on the court website at https://www.mad.uscourts.gov/caseinfo/transcripts.htm (Kelly, Danielle) (Entered: 12/23/2024)
12/30/2024	81	ANSWER to 34 Amended Complaint , COUNTERCLAIM against Omni Continuum LLC by NKT Photonics A/S, NKT Photonics Inc..(Hanaka, Philip) (Entered: 12/30/2024)
01/21/2025	82	ANSWER to Counterclaim by Omni Continuum LLC.(Lewry, Thomas) (Entered: 01/21/2025)

01/24/2025	83	Joint Claim Construction and Prehearing Statement by Omni Continuum LLC. (Lewry, Thomas) (Entered: 01/24/2025)
02/14/2025	84	Preliminary Claim Construction Briefs by Omni Continuum LLC. (Attachments: # 1 Exhibit 1 - Defendants Noninfringement Contentions 116 Patent, # 2 Exhibit 2 - Declaration of M. Islam)(Lewry, Thomas) (Entered: 02/14/2025)
02/14/2025	85	Preliminary Claim Construction Briefs by NKT Photonics Inc., NKT Photonics A/S. (Attachments: # 1 Exhibit A- US7433116, # 2 Exhibit B-Declaration of Scott Diddam, # 3 Exhibit C- US7519253, # 4 Exhibit D-Dictionary, # 5 Exhibit E-Shaw Patent)(Hanaka, Philip) (Entered: 02/14/2025)
03/14/2025	86	Reply to Preliminary Claim Construction Briefs by Omni Continuum LLC. (Lewry, Thomas) (Entered: 03/14/2025)
03/14/2025	87	Reply to Preliminary Claim Construction Briefs by NKT Photonics Inc., NKT Photonics A/S. (Attachments: # 1 Exhibit G, # 2 Exhibit F)(Hanaka, Philip) (Entered: 03/14/2025)
04/16/2025	88	NOTICE of Appearance by Jessica Gray Kelly on behalf of NKT Photonics A/S, NKT Photonics Inc. (Kelly, Jessica) (Entered: 04/16/2025)
05/05/2025	89	NOTICE by NKT Photonics A/S, NKT Photonics Inc. <i>Substitution of Counsel</i> (Kelly, Jessica) (Entered: 05/05/2025)
07/15/2025	90	ELECTRONIC NOTICE of Hearing. Markman Hearing set for 10/31/2025 10:00 AM in Courtroom 9 (In person only) before Judge Indira Talwani. (GAM) (Entered: 07/15/2025)

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