IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

ATLEISURE, LLC, Plaintiff, v. TREASURE GARDEN, INC., QINGDAO ACTIVA SHADE INC., and ACTIVA LEISURE, INC. Defendants.	Case No. 1:24-cv-02270-TRJ Case No. 1:24-cv-05424-TRJ Hon. Tiffany R. Johnson. **Jury Trial Demanded**

JOINT SUBMISSION OF PLAINTIFF ATLEISURE AND DEFENDANTS TREASURE GARDEN, INC., QINQDAO ACTIVA SHADE INC. AND ACTIVA LEISURE, INC. OF PROPOSED SCHEDULE FOR CONSOLIDATED CASE

I. INTRODUCTION

Plaintiff ATLeisure, LLC ("ATLeisure") and Defendants Treasure Garden, Inc., Qingdao Activa Shade Inc., and Activa Leisure, Inc. ("Defendants") (collectively the "Parties"), through their respective counsel, jointly submit a proposed schedule for the consolidated case. As explained more fully below, the Parties jointly agree that the proposed schedule is appropriate as it is consistent with the Local Rules and Local Patent Rules for the Northern District of Georgia.

In Case No. 1:24-cv-02270-TRJ ("the First Action"), ATLeisure asserts infringement of U.S. Patent No. 8,104,492. In Case No. 1:24-cv-05424-TRJ, ("the Second Action") ATLeisure also asserts infringement of U.S. Patent No. 8,104,492.

In the Second Action, ATLeisure and Defendants Qingdao Activa Shade and Activa Leisure, Inc. filed a Joint Motion to Consolidate the First and Second Actions. Second Action, Dkt. 23. The Joint Motion to Consolidate was granted (Second Action, Dkt. 24), and the First and Second Actions were consolidated before this Court.

The Parties jointly submit a proposed scheduling order for the consolidated First and Second Actions in the attached Exhibit A. The Parties agree that the proposed schedule is consistent with applicable local rules and the needs of the Consolidated Case, including additional discovery.

Respectfully submitted this 10th day of April, 2025.

Allen, Dyer, Doppelt + Gilchrist, P.A.

/s/ *Ryan T. Santurri*
Ryan T. Santurri (*Pro Hac Vice*)
Florida Bar No. 15698
rsanturri@allendyer.com
Allen, Dyer, Doppelt + Gilchrist, P.A.
255 South Orange Avenue, Suite 1401
Orlando, Florida 32801
Telephone: 407-841-2330
Fax: 407-841-2343

Knobbe, Martens, Olson & Bear, LLP

/s/ *Lauren Keller Katzenellenbogen*
Lauren Keller Katzenellenbogen
(*Pro Hac Vice*)
KNOBBE MARTENS OLSON & BEAR LLP
2040 Main Street, Fourteenth Floor
Irvine, CA 92614
T: (949) 760-0404
lauren.katzenellenbogen@knobbe.com

Cynthia J. Lee
Georgia Bar No. 442999
c.lee@pkhip.com
Perilla Knox & Hildebrandt LLP
5871 Glenridge Drive, Suite 350
Atlanta, GA 30328
Telephone: 770-927-7802
Fax: 877-389-6779

Attorneys for Plaintiff ATLeisure, LLC.

Matthew Petersen (*Pro Hac Vice*)
KNOBBE MARTENS OLSON & BEAR LLP
1925 Century Park East, Suite 400
Los Angeles, CA 90067
T: (310) 551-3450
matthew.petersen@knobbe.com

Blake H. Fyre
GA Bar No. 278801
Steve G. Hill
GA Bar No. 354658
Hill, Kertscher & Wharton, LLP
3625 Cumberland Blvd., SE, Suite 1050
Atlanta, GA 30339-6406
T: (770) 953-0995
Email: bhf@hkw-law.com
Email: sgh@hkw-law.com

Attorneys for Defendants Treasure Garden, Inc., Qingdao Activa Shade, Inc., and Activa Leisure, Inc.

CERTIFICAION OF COMPLIANCE

I hereby certify that the foregoing has been prepared with one of the font and point selections approved by the Court in LR 5.1(B) [Times new Roman 14-point] and does not exceed the page limit set forth in LR 7.1(D).

Date: April 10, 2025

/s/ *Lauren Keller Katzenellenbogen*
Lauren Keller Katzenellenbogen (*Pro Hac Vice*)
KNOBBE, MARTENS, OLSON & BEAR, LLP

Attorney for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on April 10, 2025, I caused to be electronically transmitted the foregoing document to the Clerk of the Court using the CM/ECF system for filing and transmittal of a Notice of Electronic Filing to participants and law firm who are registered CM/ECF users, and will be served by the CM/ECF system.

Date: April 10, 2025

/s/ *Lauren Keller Katzenellenbogen*
Lauren Keller Katzenellenbogen (*Pro Hac Vice*)
KNOBBE, MARTENS, OLSON & BEAR, LLP

Attorney for Defendants

EXHIBIT A

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

ATLEISURE, LLC, Plaintiff, vs. TREASURE GARDEN, INC., QINGDAO ACTIVA SHADE INC., and ACTIVA LEISURE, INC. Defendants.	**Case No.: 1:24-cv-02270-TRJ** **Case No.: 1:24-cv-05424-TRJ** Hon. Tiffany R. Johnson. INJUNCTIVE RELIEF REQUESTED JURY TRIAL REQUESTED

REVISED PATENT SCHEDULING ORDER

IT IS HEREBY ORDERED that based on the Local Patent Rules, as modified by agreement of the parties:

(1) The parties shall serve Initial Disclosures under Fed. R. Civ. P. 26(a) and Local Rule 26.1 (A) or (B)(4), where not already served, by **April 21, 2025**.

(2) Discovery is already in process**.**

(3) The **parties** shall move to amend the pleadings or add new parties by **May 2, 2025**;

(4) The party claiming patent infringement must serve on all parties a Disclosure of Asserted Claims and Infringement Contentions by **May 2, 2025**;

(5) The party claiming non-infringement and invalidity must serve on all

parties a Disclosure of Non-Infringement and Invalidity Contentions by **September 23, 2025**;

(6) The parties shall rely on Preliminary Constructions and Claim Construction briefing already submitted.

(7) The Court will conduct a hearing on the issue of Claim Construction at the Court's convenience per LPR 6.6.

(8) The parties shall complete fact discovery by **October 24, 2025**, and all interrogatories, depositions, requests for admissions, and requests for production shall be served within sufficient time to allow responses to be completed prior to the close of discovery. To the extent additional discovery is warranted by the Court's ruling on claim construction, the parties can seek leave of the Court for an additional discovery period. Further, if at the time the Court issues its claim construction ruling, there are fewer than 30 days left for fact discovery, the parties shall have an additional 45 days in which to take fact discovery after the Court files and serves its claim construction ruling per LPR 6.7;

(9) Each party shall make its initial expert witness disclosures required by Federal Rule of Civil Procedure 26 on issues for which it bears the burden of proof by the later of: a) **November 17, 2025**, or b) 45 days after the Court issues a ruling on claim construction;

(10) Each party shall make its expert witness disclosures required by

Federal Rule of Civil Procedure 26 on the issues for which the opposing party bears the burden of proof by the later of: a) **December 22, 2025**, or b) 75 days after the Court issues a ruling on claim construction;

(11) Each party shall make any rebuttal expert witness disclosures permitted by Federal Rule of Civil Procedure 26 by the later of: a) **January 26, 2026**, or b) 85 days after the Court issues a ruling on claim construction;

(12) The parties shall complete depositions of experts by the later of: a) **February 23, 2026**, or b) 122 days after the Court issues a ruling on claim construction.

(13) The parties shall advise the court when expert discovery is completed, and the Court will schedule a Post-Discovery Status Conference (approximately 30 days after the completion of expert discovery). The parties shall be prepared to discuss settlement and the possibility of using a method of alternative dispute resolution. The parties are also advised that the court will schedule the following this Conference: (1) dates by which dispositive motions should be filed and responded to; (2) dates by which the parties' pre-trial statements should be filed; (3) dates by which motions in limine should be filed and responded to; (4) dates for filing deposition designations and counter designations;(5) dates by which Daubert motions should be filed and responded to; (6) dates on which argument on Daubert motions and motions in limine shall be heard; (7) dates for the final pre-trial

conference and preceding conference with the assigned court clerk; and (8) the trial term date and probable date for trial.

(14) Motions to compel shall be filed prior to the close of expert discovery on or within the extension period allowed in some instances. *See* Local Rule 37.1.

(15) Motions for summary judgment shall be filed thirty days after the close of expert discovery or unless otherwise permitted by court order. *See* Local Rule 56.1.

(16) *Daubert* motions shall be filed no later than the date the proposed pretrial order is submitted. *See* Local Rule 7.2F.

IT IS SO ORDERED, this_____day of_____, 2025.

_____
The Honorable Tiffany R. Johnson
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA