IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
MIDLAND/ODESSA DIVISION

DIALECT, LLC *Plaintiff*,	§ § § § § § § § § § §	**CIVIL ACTION 7:25-CV-00060-DC-DTG**
v.		
META PLATFORMS, INC., *Defendant.*		

SCHEDULING ORDER

Pursuant to the Court's Standing Order Governing Proceedings (OGP) 4.4 – Patent Cases in the above-captioned matter, the Parties hereby submit the following Joint Proposed Schedule.

Deadline	Item
July 16, 2025 (Wed)	Plaintiff serves preliminary[1] infringement contentions in the form of a chart setting forth where is the accused product(s) each element of the asserted claim(s) are found. Plaintiff shall also identify the earliest priority date (*i.e.*, the earliest date of invention for each asserted claim and produce: (1) all documents evidencing conception and reduction to practice for each claimed invention, and (2) a copy of the file history for each patent in suit.
July 21, 2025 (Mon)	The Parties shall file a motion to enter an agreed Scheduling Order. If the parties cannot agree, the parties shall submit a separate Joint Motion for entry of Scheduling Order briefly setting forth their respective positions on items where they cannot agree. Absent agreement of the parties, the Plaintiff shall be responsible for the timely submission of this and other

[1] The parties may amend preliminary infringement contentions and preliminary invalidity contentions without leave of court so long as counsel certifies that it undertook reasonable efforts to prepare its preliminary contentions and the amendment is based on material identified after those preliminary contentions were served and should do so seasonably upon identifying any such material. Any amendment to add patent claims requires leave of court so that the Court can address any scheduling issues.

	Joint filings.
September 17, 2025 (Wed)	Defendant serves preliminary invalidity contentions in the form of (1) a chart setting forth where in the prior art references each element of the asserted claim(s) are found, (2) an identification of any limitations the Defendant contends are indefinite or lack written description under section 112, and (3) an identification of any claims the Defendant contends are directed to ineligible subject matter under section 101. Defendant shall also produce (1) all prior art referenced in the invalidity contentions, and (2) technical documents, including software where applicable, sufficient to show the operation of the accused product(s).
October 14, 2025 (Tue)	Parties exchange claim terms for construction.
October 30, 2025 (Thu)	Parties exchange proposed claim constructions.
November 07, 2025 (Fri)	Parties disclose extrinsic evidence. The parties shall disclose any extrinsic evidence, including the identity of any expert witness they may rely upon with respect to claim construction or indefiniteness. With respect to any expert identified, the parties shall identify the scope of the topics for the witness's expected testimony.[2] With respect to items of extrinsic evidence, the parties shall identify each such item by production number or produce a copy of any such item if not previously produced.
November 14, 2025 (Fri)	Deadline to meet and confer to narrow terms in dispute and exchange revised list of terms/constructions.
November 21, 2025 (Fri)	Defendant files Opening claim construction brief, including any arguments that any claim terms are indefinite.
December 18, 2025 (Thu)	Plaintiff files Responsive claim construction brief.
January 15, 2026 (Thu)	Defendant files Reply claim construction brief.
January 29, 2026 (Thu)	Plaintiff files a Sur-Reply claim construction brief.
February 02, 2026 (Mon)	Parties submit Joint Claim Construction Statement
February 04, 2026 (Wed)	Parties submit optional technical tutorials to the Court and technical advisor (if appointed).
February 11, 2026 (Wed)	Markman Hearing at 9:00 a.m. This date is a placeholder and the Court may adjust this date as the Markman hearing approaches.
February 12, 2026 (Thu)	Fact Discovery opens; deadline to serve Initial Disclosures per Rule 26(a).
March 23, 2026 (Mon)	Deadline to add parties.

April 09, 2026 (Thu)	Deadline to serve Final Infringement and Invalidity Contentions. After this date, leave of Court is required for any amendment to infringement or invalidity contentions. This deadline does not relieve the parties of their obligation to seasonably amend if new information is identified after initial contentions.
June 01, 2026 (Mon)	Deadline to amend pleadings. A motion is not required unless the amendment adds patents or patent claims. (Note: This includes amendments in response to a 12(c) motion.)
August 12, 2026 (Wed)	Deadline for the first of two meet and confers to discuss significantly narrowing the number of claims asserted and prior art references at issue. Unless the parties agree to the narrowing, they are ordered to contact the Court's law clerk to arrange a teleconference with the Court to resolve the disputed issues.
September 10, 2026 (Thu)	Close of Fact Discovery.
September 24, 2026 (Thu)	Opening Expert Reports.
October 22, 2026 (Thu)	Rebuttal Expert Reports.
December 03, 2026 (Thu)	Deadline for the second of two meet and confers to discuss narrowing the number of claims asserted and prior art references at issue to triable limits. If it helps the parties determine these limits, the parties are encouraged to contact the Court's law clerk for an estimate of the amount of trial time anticipated per side. The parties shall file a Joint Report within 5 business days regarding the results of the meet and confer.
December 04, 2026 (Fri)	Close of Expert Discovery.
December 17, 2026 (Thu)	Dispositive motion deadline and Daubert motion deadline. Deadline for parties desiring to consent to trial before the magistrate judge to submit Form AO 85, "Notice, Consent, And Reference Of A Civil Action To A Magistrate Judge," available at https://www.uscourts.gov/forms-rules/forms/notice-consent-and-reference-a-civil-action-a-magistrate-judge.
January 14, 2027 (Thu)	Response to Dispositive and Daubert Motions
January 28, 2027 (Thu)	Reply to Dispositive and Daubert Motions
February 11, 2027 (Thu)	Serve Pretrial Disclosures (jury instructions, exhibits lists, witness lists, deposition designations).
February 22, 2027 (Mon)	Parties to contact Court to confirm their pretrial conference and trial dates.
February 25, 2027 (Thu)	Serve objections to pretrial disclosures/rebuttal disclosures.
March 04, 2027 (Thu)	Serve objections to rebuttal disclosures; file motions in limine.

March 04, 2027	File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibits lists, witness lists, deposition designations); file oppositions to motions in limine
March 9, 2027	Deadline to meet and confer regarding remaining objections and disputes on motions in limine.
March 9, 2027	File joint notice identifying remaining objections to pretrial disclosures and disputes on motions in limine.
March 11, 2027 (Mon)	Final Pretrial Conference. Held in person at 10:00 am unless otherwise requested.
April 5, 2027	Jury Selection/Trial beginning at 8:00 am.

SIGNED this 7th day of August, 2025.

DEREK T. GILLILAND
UNITED STATES MAGISTRATE JUDGE