

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

PSLC LLC,

Plaintiff,

Case No. 2024-cv-1270-pp

v.

GENERAC POWER SYSTEMS, INC,

Defendant.

SCHEDULING ORDER

The court has held a Rule 16 scheduling conference and adopts the schedule discussed at that hearing in this order.

The court strongly encourages parties to begin considering settlement early in the case. There are five magistrate judges in the Eastern District—three active and two recalled—all of whom are experienced mediators and who are willing and able to conduct a mediation via videoconference. If the parties decide at any point that they would like to utilize a magistrate judge to facilitate mediation, they may request the appointment of a mediator by either calling chambers—with all parties on the line—or by filing a joint motion or stipulation. The court will refer the case to a magistrate judge as soon as possible after receiving such a request.

Parties who need a protective order must use the boilerplate order template located in the appendix to the Eastern District's local rules, available at www.wied.uscourts.gov/local-rules-and-orders. If the parties cannot use the

boilerplate order or must deviate from the order, they must inform the court—and provide their reason(s)—in their motion for protective order. The court will not sign protective orders that contain provisions that purport to bind the court to place documents under seal. Seventh Circuit law requires the parties to file a separate motion to seal, and to state cause; it is not sufficient for the parties to state as cause that they have agreed that a document should be sealed because of an agreed protective order.

The court encourages parties to visit the court's home page on the Eastern District web site—www.wied.uscourts.gov/judge/pamela-pepper—for practice tips.

In accordance with the parties' Rule 26(f) plan, the court **ORDERS** the following:

The parties have already completed the required initial disclosures under Rule 26(a)(1).

Parties wishing to amend pleadings or join parties without leave of the court shall do so no later than the end of the day on October 17, 2025.

Parties wishing to serve invalidity contentions and corresponding document productions shall do so no later than the end of the day on November 21, 2025.

The parties shall exchange proposed terms and claim elements for constructions by no later than the end of the day on December 5, 2025.

The parties shall exchange preliminary claim constructions and extrinsic evidence by no later than the end of the day on December 19, 2025.

The parties shall file a joint claim construction and prehearing statement by no later than the end of the day on January 9, 2026.

The parties shall follow the following claim construction briefing deadlines:

- Defendant's opening brief – January 23, 2026.
- Plaintiff's response brief – February 13, 2026.
- Defendant's reply brief – February 27, 2026.
- Plaintiff's sur-reply brief – March 13, 2026.
- Claim Construction Chart – March 20, 2026.

The parties shall amend any infringement contentions no later than 14 days after claim construction ruling.

The parties shall amend any invalidity contentions no later than 28 days after the court's claim construction ruling.

The parties shall substantially complete document production no later than 60 days after the date of the court's claim construction ruling.

The parties shall complete all fact discovery no later than 60 days after date of substantial completion of document production.

The proponent of any expert witnesses shall disclose the identities of expert witnesses, along with reports and supporting documentation, no later than 30 days after the close of fact discovery.

The parties shall disclose the identities of any responsive expert witnesses, along with reports and supporting documentation, no later than 45 days after opening expert report(s).

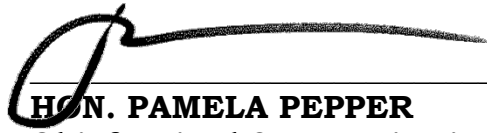
A party wishing to file dispositive motions and/or Daubert motions must do so no later than 30 days after the deadline for the disclosure of responsive expert reports. The response and reply deadlines mandated by Civil Local Rules 7 and 56 (E.D. Wis.) shall apply. The parties shall file a joint status report if they choose not to file a dispositive motion.

The court will not set dates for the final pretrial conference or the trial until dispositive motions have been decided.

The court **ORDERS** that when any party files proposed findings of fact, and responses or replies thereto, the party shall e-mail a Word version of those proposed facts to PepperPO@wied.uscourts.gov.

Dated in Milwaukee, Wisconsin this 17th day of October, 2025.

BY THE COURT:



HON. PAMELA PEPPER
Chief United States District Judge