

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
WACO DIVISION**

Halliburton Energy Services, Inc.,
Halliburton US Technologies, Inc.,
Halliburton Group Technologies, Inc.

Plaintiffs,

V.

U.S. Well Services, LLC;
ProFrac Holding Corporation,

Defendants.

Case No. 6:22-cv-00906-ADA-DTG

JURY TRIAL DEMANDED

Related Case to 6:21-cv-00367-ADA-DTG

Related Case to 6:22-cv-00905-ADA-DTG

AGREED AMENDED SCHEDULING ORDER

Prior Date	New Date	Event
Monday, June 5, 2023	Monday, June 12, 2023	Parties file a Sur-Reply claim construction brief.
Thursday, June 8, 2023	Thursday, June 15, 2023	Parties submit Joint Claim Construction Statement and email the law clerks an editable copy. See General Issues Note #7 regarding providing copies of the briefing to the Court and the technical advisor (if appointed).
Monday, June 12, 2023	Monday, June 19, 2023	Parties submit optional technical tutorials to the Court and technical advisor (if appointed).
Tuesday, June 27, 2023	No change	Fact Discovery opens; deadline to serve Initial Disclosures per Rule 26(a).
Wednesday, July 26, 2023	No change	Markman Hearing at 9:30 a.m.¹
Monday, August 7, 2023	No change	Deadline to add parties.

¹ According to the September 16, 2022 Standing Order Governing Proceedings (OGP) 4.2—Patent Cases, all deadlines hereafter follow the original *Markman* hearing date and do not change if the Court delays the *Markman* hearing.

Monday, August 21, 2023	No change	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.
Monday, October 16, 2023	No change	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.)
Thursday, December 21, 2023	No change	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.
Monday, January 22, 2024	No change	Close of Fact Discovery.
Monday, January 29, 2024	No change	Opening Expert Reports.
Monday, February 26, 2024	No change	Rebuttal Expert Reports.
Monday, March 18, 2024	No change	Close of Expert Discovery.
Monday, March 25, 2024	No change	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.
Thursday, March 28, 2024	No change	Deadline to consent to Magistrate Judge.
Thursday, March 28, 2024	No change	Dispositive motion deadline and Daubert motion deadline. See General Issues Note #7 regarding providing copies of the briefing to the Court and the technical advisor (if appointed).
Monday, April 15, 2024	No change	Serve Pretrial Disclosures (jury instructions, exhibits lists, witness lists, discovery and deposition designations).

Thursday, May 2, 2024	No change	Serve objections to pretrial disclosures/rebuttal disclosures.
Monday, May 6, 2024	No change	Serve objections to rebuttal disclosures; file Motions in limine.
Monday, May 13, 2024	No change	File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibits lists, witness lists, discovery and deposition designations); file oppositions to motions in limine.
Monday, May 20, 2024	No change	File Notice of Request for Daily Transcript or Real Time Reporting. If a daily transcript or real time reporting of court proceedings is requested for trial, the party or parties making said request shall file a notice with the Court and email the Court Reporter, Kristie Davis at kmdaviscsr@yahoo.com Deadline to meet and confer regarding remaining objections and disputes on motions in limine.
Thursday, May 2, 2024	No change	Parties to jointly email the Court's law clerk (See OGP at 1) to confirm their pretrial conference and trial dates.
Friday, May 31, 2024	No change	File joint notice identifying remaining objections to pretrial disclosures and disputes on motions in limine.
Monday, June 3, 2024	No change	Final Pretrial Conference. Held in person unless otherwise requested.
Thursday, May 2, 2024	No change	Jury Selection before Judge Gilliland.
Monday, June 24, 2024	No change	Trial before Judge Albright.

Signed this 31st day of May, 2023.


HON. DEREK T. GILLILAND
UNITED STATES MAGISTRATE JUDGE