UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

SOLMETEX, LLC,

Plaintiff,

v.

Case No. 1:24-cv-954

HON. ROBERT J. JONKER

ASCENTCARE DENTAL PRODUCTS, INC.,

Defendant.
_____/

FIRST CASE MANAGEMENT ORDER

IT IS HEREBY ORDERED:

Parties to notify the Court regarding form of ADR:	MAY 30, 2025
Motions or stipulations to join parties or amend pleadings:	By motion or stipulation
Ascentcare's Production of Core Technical and Financial Information: (including but not limited to product samples, CAD files, operation manuals, product literature, schematics and specifications, as sales (units and revenue), cost and profits figures relating to the accused products)	MAY 26, 2025
Solmetex's initial infringement contentions: (Limit 70)	JUNE 16, 2025
Ascentcare's initial non-infringement and invalidity contentions:	JULY 18, 2025
Parties exchange proposed terms for constructions, including any terms, phrases or clauses that a party contends should be construed or found indefinite:	AUGUST 29, 2025
Solmetex shall serve a preliminary election of asserted claims, asserting no more than 32 total claims:	SEPTEMBER 5, 2025
Parties exchange proposed claim constructions and extrinsic evidence:	SEPTEMBER 12, 2025
Deadline to meet and confer regarding proposed claim constructions:	SEPTEMBER 16, 2025
Ascentcare shall serve a preliminary election of asserted prior art, asserting no more than a total of 40 references:	SEPTEMBER 19, 2025
Parties simultaneously exchange opening claim construction briefs:	OCTOBER 3, 2025

(not to exceed 10,000 words)	
Parties simultaneously exchange responsive claims construction briefs: (not to exceed 10,000 words)	OCTOBER 30, 2025
Substantial completion of document production, deadline to exchange privilege logs, and deadline to disclose reliance on opinion of counsel:	DECEMBER 3, 2025
Markman Hearing:	**DECEMBER 15, 2025 10:00 AM**
Close of fact discovery:	JANUARY 21, 2026
2nd Rule 16 Scheduling Conference: -Updated Joint Status Report due	FEBRUARY 23, 2026 2:00 PM FEBRUARY 16, 2026

1. JOINDER OF PARTIES AND AMENDMENTS OF PLEADINGS: All motions or stipulations for joinder of parties and all stipulations to amend the pleadings must be filed by the date set forth in the table above to ensure amendment as a matter of consent under Rule 15(a)(2). Proposed amendments after the noted date are by leave of court.

2. DISCLOSURES AND EXCHANGES: Deadlines for exchange of Rule 26(a)(1) disclosures, names of lay witnesses, identification of experts, production of documents, and disclosure of expert reports under Rule 26(a)(2), if applicable, are ordered as set forth in the table above.

3. DISCOVERY: All discovery proceedings shall be completed no later than the date set forth in the table above, and shall not continue beyond this date. All interrogatories, requests for admissions, and other written discovery requests must be served no later than thirty days before the close of discovery. All depositions must be completed before the close of discovery. Interrogatories will be limited as set forth in the table above. Depositions will be limited as set forth in the table above. There shall be no deviations from this order without prior approval of the court upon good cause shown. Time limitations for depositions set forth in Rule 30(d)(1) apply to this case.

4. MOTIONS:

   a. Non-dispositive motions shall be filed in accordance with W.D. Mich. LCivR 7.3. They may be referred to a magistrate judge in Grand Rapids, Michigan, pursuant to 28 U.S.C. § 636(b)(1)(A). In accordance with 28 U.S.C. § 471, et seq., it is the policy of this Court to prohibit the consideration of discovery motions unless accompanied by a certification that the moving party has made a reasonable and good faith effort to reach agreement with opposing counsel on the matters set forth in the motion.

   b. Dispositive motions shall be filed in accordance with W.D. Mich. LCivR 7.2 by the date set forth in the table above. If dispositive motions are based on supporting documents such as depositions or answers to interrogatories, only those excerpts which are relevant to the motion shall be filed. The case manager will notify counsel of the date for oral argument. **Parties shall provide the Court with one paper courtesy copy of all dispositive motion papers, including responses, replies and all accompanying exhibits per Local Civil Rule 7.2(b)(iii).**

c. The parties are strongly encouraged to file motions in limine at least fourteen (14) calendar days prior to the final pretrial conference, but in no event shall they be filed later than the date for the submission of the proposed Final Pretrial Order.

5. ALTERNATIVE DISPUTE RESOLUTION: No form of ADR will be ordered at this time, however, the parties will inform the Court regarding their choice of ADR by the date listed above.

Dated: April 22, 2025

/s/ Robert J. Jonker
ROBERT J. JONKER
UNITED STATES DISTRICT JUDGE