## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

OPTIS WIRELESS TECHNOLOGY, § LLC, OPTIS CELLULAR § § TECHNOLOGY, LLC, PANOPTIS PATENT MANAGEMENT, LLC, § UNWIRED PLANET, LLC, UNWIRED § PLANET INTERNATIONAL § LIMITED, § § § Plaintiffs, § § CIVIL ACTION NO. 2:19-CV-00066-JRG v. § § APPLE INC., § Defendant.

## **ORDER**

Before the Court is the parties' Joint Motion to Amend the Docket Control Order. (Dkt. No. 124.) Having considered the Motion, the Court is of the opinion that it should be and hereby is **GRANTED IN PART** and **DENIED IN PART**. It is therefore **ORDERED** that the below schedule of deadlines is in effect until further order of this Court. Nothing prevents the parties from seeking additional relief at a later date, taking into account compelling circumstances or unforeseeable changes as the COVID-19 pandemic develops and evolves.

Also before the Court is the parties' Joint Motion to Amend the Docket Control Order. (Dkt. No. 122.) Having considered the Motion and in light of the foregoing, the Court is of the opinion that is should be and hereby is **DENIED AS MOOT**.

Current Deadline	New Deadline	Action
July 7, 2020	August 3, 2020	*Jury Selection – 9:00 a.m. in Marshall
June 29, 2020	July 27, 2020	*Pretrial Conference – 9:00 a.m. in <b>Marshall, Texas</b> before Judge Rodney Gilstrap
June 26, 2020	July 24, 2020	*Notify Court of Agreements Reached During Meet and Confer
		The parties are ordered to meet and confer on any outstanding objections or motions <i>in limine</i> . The parties shall advise the Court of any agreements reached no later than 1:00 p.m. three (3) business days before the pretrial conference.
June 19, 2020	July 17, 2020	*File Joint Pretrial Order, Joint Proposed Jury Instructions, Joint Proposed Verdict Form, Responses to Motions in Limine, Updated Exhibit Lists, Updated Witness Lists, and Updated Deposition Designations
June 5, 2020	July 6, 2020	*Notify Deputy Clerk in Charge regarding the date and time by which juror questionnaires shall be presented to accompany by jury summons if the Parties desire to avail themselves the benefit of using juror questionnaires1
June 5, 2020	July 6, 2020	Serve Objections to Rebuttal Pretrial Disclosures
May 29, 2020	June 29, 2020	Serve Objections to Pretrial Disclosures; and Serve Rebuttal Pretrial Disclosures
May 25, 2020	June 25, 2020	*Response to Dispositive Motions (including Daubert Motions). Responses to dispositive motions that were filed prior to the dispositive motion deadline, including Daubert Motions, shall be due in accordance with Local Rule CV-7(e), not to exceed the deadline as set forth in this Docket Control Order.2 Motions for Summary Judgment shall comply with Local Rule CV-56.

May 29, 2020	June 29, 2020	*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 e-mail the Court Reporter, Shelly Holmes, at <a href="mailto:shelly-holmes@txed.uscourts.gov">shelly-holmes@txed.uscourts.gov</a> .
May 22, 2020	June 22, 2020	Serve Pretrial Disclosures (Witness List, Deposition Designations, and Exhibit List) by the Party with the Burden of Proof
May 19, 2020	June 19, 2020	File Motions in Limine
		The parties shall limit their motions in limine to issues that if improperly introduced at trial would be so prejudicial that the Court could not alleviate the prejudice by giving appropriate instructions to the jury.
May 11, 2020	June 11, 2020	*File Motions to Strike Expert Testimony (including
		Daubert Motions)
		No motion to strike expert testimony (including a Daubert motion) may be filed after this date without leave of the Court.
May 11, 2020	June 11, 2020	*File Dispositive Motions
		No dispositive motion may be filed after this date without leave of the Court.
		Motions shall comply with Local Rule CV-56 and Local Rule CV-7. Motions to extend page limits will only be granted in exceptional circumstances.
		Exceptional circumstances require more than agreement among the parties.

May 11, 2020	June 5, 2020	Deadline to Complete Expert Discovery
April 20, 2020	May 22, 2020	Serve Disclosures for Rebuttal Expert Witnesses
April 29, 2020	May 6, 2020	Serve Disclosures for Expert Witnesses by the Party with the Burden of Proof
April 22, 2020	April 22, 2020	Deadline to Complete Fact Discovery and File Motions to Compel Discovery

## So Ordered this

Apr 4, 2020

RODNEY GILSTRAF

UNITED STATES DISTRICT JUDGE