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RUSS, AUGUST & KABAT

DOCUMENT SECURITY SYSTEMS, INC., Plaintiffs, VS. CREE, INC.,

Case No. 2:17-cv-04263-JVS-JCG



Defendant.



On October 16, 2017, Plaintiff Document Security Systems, Inc. ("DSS" or

Matter	Time	WBT <sup>1</sup>	Agreed Date
Jury Trial Date	8:30 a.m. (Tuesdays)		June 18, 2019 (Tentative)
Final Pretrial Conference: Hearing on Motions in Limine; File Agreed Upon Set of Jury Instructions and Verdict Forms and Joint Statement re Disputed Instructions and Verdict Forms; File Proposed Voir Dire Qs and Agreed-to Statement of Case	11:00 a.m. (Mondays)	-2	June 3, 2019
Lodge Pretrial Conf. Order; File Memo of Contentions of Fact and Law; Exhibit List; Witness List; Status Report re Settlement		-3	May 28, 2019
Last day for hand-serving Motions in Limine		-6	May 6, 2019
Last day for hearing motions	1:30 p.m. (Mondays)	-7	April 29, 2019

<sup>1</sup> WRT = Weeks Refore Trial



Matter	Time	WBT <sup>1</sup>	Agreed Date
Last day for hand-serving motions and filing (other than Motions <i>in Limine</i> )		-11	April 1, 2019
Non-expert Discovery cut-off		-30	November 23, 2018 <sup>2</sup>
Expert Discovery Cut-off		-15	March 5, 2019
Rebuttal Expert Witness Disclosure		-20	February 1, 2019
Opening Expert Witness Disclosure [See F.R.C.P. Rule 26(a)(2)]		-25	December 21, 2018
Last day to conduct Settlement Conference			September 28, 2018
Last day to amend pleadings or add parties.			To Be Determined
Interim Status Conference	11:00 a.m.		February 5, 2018

## JOINT STIPULATED SCHEDULE OF PATENT DATES UNDER THE LOCAL PATENT RULES

EVENT	AGREED DATE
Plaintiff's Infringement Contentions under Patent Rule 3-1	November 17, 2017
Exchange of initial disclosures under Federal Rule of Civil Procedure 26(a)	November 10, 2017
Defendant's Invalidity Contentions under Patent Rule 3-3	January 22, 2018
Exchange of Proposed Terms for Construction under Patent Rule 4-1	March 21, 2018
Exchange of Preliminary Claim Constructions under Patent Rule 4-2	April 18, 2018

<sup>&</sup>lt;sup>2</sup> Although the non-expert discovery cut-off is earlier than Judge Selna's 15 weeks before trial recommendation, the expert discovery cut-off is 15 weeks before trial



EVENT	AGREED DATE
Joint Claim Construction and Prehearing Statement under Patent Rule 4-3	May 2, 2018
Completion of Claim Construction Discovery under Patent Rule 4-4	May 25, 2018
Concurrent Opening Claim Construction Briefs under Patent Rule 4-5	June 15, 2018
Concurrent Reply Claim Construction Briefs under Patent Rule 4-5	July 13, 2018
Claim Construction Hearing under Patent Rule 4-6	July 30, 2018

Respectfully submitted,

### **RUSS AUGUST & KABAT**

DATED: October 30, 2017 By: /s/ Brian Ledahl

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