

1 JEAN-PAUL CIARDULLO, CA Bar No. 284170
2 jciardullo@foley.com
3 FOLEY & LARDNER LLP
4 555 South Flower Street, Suite 3300
5 Los Angeles, CA 90071
6 Telephone: 213-972-4500
7 Facsimile: 213-486-0065

8 ELEY O. THOMPSON (*pro hac vice*)
9 ethompson@foley.com
10 FOLEY & LARDNER LLP
11 321 N. Clark Street, Suite 2800
12 Chicago, IL 60654-5313
13 Telephone: 312-832-4359
14 Facsimile: 312-83204700

15 LUCAS I. SILVA (*pro hac vice*)
16 lsilva@foley.com
17 RUBEN J. RODRIGUES (*pro hac vice*)
18 rrodrigues@foley.com
19 JOHN W. CUSTER (*pro hac vice*)
20 jcuster@foley.com
21 FOLEY & LARDNER LLP
22 111 Huntington Avenue, Suite 2500
23 Boston, MA 02199-7610
24 Telephone: (617) 342-4000
25 Facsimile: (617) 342-4001

26 *Attorneys for Plaintiff*
27 *Philips North America LLC*

28
UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

Philips North America LLC,

Plaintiff,

v.

Garmin International, Inc.
and Garmin Ltd.,

Defendants.

Case No. 2:19-cv-06301-AB-KS

**JOINT REQUEST FOR
SUBMISSION OF JOINT CLAIM
CONSTRUCTION STATEMENT
AND 1-DAY MODIFICATION OF
OPENING BRIEFING DEADLINE**

1 Plaintiff Philips North America LLC (“Philips”) and Defendants Garmin
2 International, Inc. and Garmin Ltd. (collectively, “Garmin”) hereby jointly and respectfully
3 request a slight modification of the schedule for claim construction.

4 The Parties have agreed to follow the Northern District of California’s Local Patent
5 Rules for the purposes of Claim Construction. Said Rules require the filing of a Joint Claim
6 Construction and Prehearing Statement (“JCCS”). NDCA LPR 4-3. In preparing for claim
7 construction briefing, the Parties realized that they had inadvertently failed to include a
8 deadline in their proposed Joint Discovery Plan for a Joint Claim Construction Statement
9 and Responsive Claim Construction Briefs. (See Dkt. 54) As stated in the NDCA LPR,
10 the JCCS is important to the orderly adjudication of claim construction issues. Further, the
11 claim construction discovery deadline is triggered by the filing of the JCCS. *Id.*, at 4-4.
12 The parties have thus prepared, and are jointly filing, a JCCS. Philips has requested of
13 Garmin, and Garmin has agreed as a courtesy, to a brief 1-day extension of the deadline
14 for submitting simultaneous opening briefs from the present deadline of Thursday, June
15 25, 2020 to Friday, June 26, 2020. The parties have further stipulated to a deadline for
16 their responsive briefs of July 9, 2020, well in advance of the claim construction hearing
17 presently set for July 31, 2020.

18 A Proposed Order has been filed herewith.

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1 Dated: June 23, 2020

Respectfully submitted,

2 **LAMKIN IP DEFENSE**

3 **FOLEY & LARDNER LLP**

4 /s/ Rachael D. Lamkin

/s/ Jean-Paul Ciardullo

5 Rachael D. Lamkin (246066)

Jean-Paul Ciardullo, CA Bar No. 284170

6 LAMKIN IP DEFENSE

jciardullo@foley.com

7 *Attorney for Defendants*

555 South Flower Street, Suite 3300

8 *Garmin International, Inc. and*

Los Angeles, CA 90071

9 *Garmin Ltd.*

Telephone: 213-972-4500

Facsimile: 213-486-0065

10 Michelle L. Marriott (*pro hac*
vice)

Eley O. Thompson (*pro hac vice*)

11 michelle.marriott@eriseip.com

ethompson@foley.com

12 Erise IP, P.A.

321 N. Clark Street, Suite 2800

13 7015 College Blvd.

Chicago, IL 60654-5313

14 Suite 700

Telephone: 312-832-4359

15 Overland Park, KS 66211

Facsimile: 312-83204700

16 (913) 777-5600 Telephone

17 (913) 777-5601 Facsimile

Ruben J. Rodrigues (*pro hac vice*)

rrodrigues@foley.com

Lucas I. Silva (*pro hac vice*)

lsilva@foley.com

John W. Custer (*pro hac vice*)

jcuster@foley.com

111 Huntington Avenue, Suite 2500

Boston, MA 02199-7610

Telephone: (617) 342-4000

Facsimile: (617) 342-4001

Attorneys for Plaintiff

Philips North America LLC

22 I certify that Rachael D. Lamkin and Michelle L. Marriot authorized the electronic filing
23 of this document.

24 /s/ Jean-Paul Ciardullo