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IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

FINJAN LLC,

Plaintiffs,

v.

ESET, LLC and ESET SPOL. S.R.O.,

Defendants.

Case No. 17-cv-0183 CAB (BGS)

**ORDER GRANTING IN PART THE
PARTIES' JOINT MOTION TO
AMEND CASE SCHEDULE**

[ECF 850]

AND RELATED COUNTERCLAIMS

On January 13, 2021, the parties filed a Joint Motion seeking to extend fact and expert discovery deadlines as to the '305 Patent. (ECF 850.) They seek to extend fact discovery by 72 days, opening and rebuttal expert reports by approximately three months, and the close of expert discovery by more than four

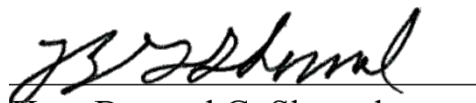
1 months. As a basis for these extensions, the declaration provided by Finjan's
 2 counsel indicates that its expert is currently unable to work because the expert is
 3 suffering from illness caused by Covid-19. Additionally, the declaration provided
 4 indicates that the conditions related to Covid-19 in Slovakia have deteriorated
 5 significantly over the past several weeks and this impacts Eset's witness's ability to
 6 participate in this case.

7 The parties' Joint Motion and declaration provide good cause for some
 8 extension of these dates. However, the lengthy extensions requested are not
 9 justified.¹ The Court **HEREBY GRANTS in part** the Parties' Joint Motion to
 10 Amend the Scheduling Order as follows:

Event	Current Deadline	Amended Deadline
Close of fact discovery:	January 20, 2021	February 22, 2021
Opening expert reports:	February 8, 2021	March 25, 2021
Rebuttal expert reports:	February 26, 2021	April 12, 2021
Close of expert discovery:	March 12, 2021	April 30, 2021

17 **IT IS SO ORDERED.**

19 Dated: January 28, 2021

20 
 21 Hon. Bernard G. Skomal
 22 United States Magistrate Judge

23 ¹ This does not preclude the parties from seeking further extensions if circumstances
 24 warrant. However, any future joint motions should provide more specificity as to
 25 what activities they are precluded from conducting based on Covid-19 or other
 26 circumstances and strictly comply with the undersigned's Chambers Rules in
 27 identifying what '305 discovery has been completed, what remains, and why the
 28 remaining discovery cannot be completed by the existing deadline. (Judge Skomal's
 Chambers Rules III.C.)