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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

NUVASIVE, INC.,

Plaintiff,

v.

ALPHATEC HOLDINGS, INC.,

Defendant.

Case No.: 3:18-CV-347-CAB-MDD
SCHEDULING ORDER

[Doc. No. 180]

Upon consideration of the parties’ joint proposed schedule for the remainder of this case [Doc. No. 180], the following case management deadlines shall apply going forward. If the parties want a settlement conference with Judge Dembin, they should contact his chambers to set a date.

Event	Date
Deadline to Meet and Confer re Reducing Asserted Claims and Prior Art	August 21, 2019
Alphatec Disclosure of Reliance on Advice of Counsel Pursuant to Patent L.R. 3.7	September 5, 2019

Event	Date
Final Amended Infringement Contentions Pursuant to Patent L.R. 3.6(a)(1)	September 5, 2019
Final Amended Invalidity Contentions Pursuant to Patent L.R. 3.6(b)(2)	September 25, 2019
Opening Expert Reports	November 1, 2019
Rebuttal Expert Reports	November 22, 2019
Close of All Discovery, Including Expert Discovery	December 20, 2019
Dispositive and Daubert Motions ¹ Filed By:	January 17, 2020
Dispositive and Daubert Motions Opposition ²	February 7, 2020
Dispositive and Daubert Motions Reply ³	February 14, 2020
Hearing re Daubert and Dispositive Motions	TBD (if necessary)
Pretrial Disclosures	March 13, 2020
Meet and Confer re Pretrial Order	March 20, 2020
Motions in Limine Filed By:	April 3, 2020

¹ Each side's dispositive and Daubert motions may not exceed a total of 50 pages across all motions.

² Each side's opposition briefs may not exceed a total of 50 pages across all opposition briefs.

³ Each side's reply briefs may not exceed a total of 20 pages across all reply briefs.

Event	Date
Motions in Limine Oppositions ⁴ Filed By:	April 10, 2020
Lodge Joint Proposed Pretrial Order	April 10, 2020
Final Pretrial Conference and Motion in Limine Hearing	April 16, 2020 at 2:00 p.m.
Trial ⁵	April 27, 2020 at 8:45 a.m.

It is **SO ORDERED**.

Dated: August 29, 2019



Hon. Cathy Ann Bencivengo
United States District Judge

⁴ No reply briefs will be accepted for motions in limine.

⁵ The Court is reserving 8 trial days at this time: April 27-30 and May 4-7, 2020.