

UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of

**CERTAIN LOCATION-SHARING
SYSTEMS, RELATED SOFTWARE,
COMPONENTS THEREOF, AND
PRODUCTS CONTAINING SAME**

Inv. No. 337-TA-1347

ORDER NO. 9: SETTING THE PROCEDURAL SCHEDULE

(February 2, 2023)


On January 27, 2023, the parties submitted a proposed procedural schedule pursuant to Order No. 4. The proposed schedule was discussed at a preliminary conference held on January 30, 2023. On February 1, 2023, the parties submitted a revised proposed procedural schedule. This investigation shall be conducted in accordance with the following schedule:

Event	Proposed Deadline
Preliminary Conference	Monday, January 30, 2023
Exchange list of claim terms to be construed	Tuesday, February 28, 2023
Exchange proposed constructions for all terms on all lists	Tuesday, March 7, 2023
Complainants file list of products they plan to rely upon to satisfy the domestic industry requirement	Tuesday, March 7, 2023
Meet and confer to discuss and limit number of disputed claim terms	Tuesday, March 14, 2023
File identification of expert witnesses, including their expertise and curriculum vitae	Friday, March 17, 2023
Exchange of initial expert reports on claim construction issues	Thursday, March 30, 2023
Exchange of rebuttal expert reports on claim construction issues	Tuesday, April 11, 2023
File tentative lists of witnesses a party will call to testify at the hearing, with an identification of each witness' relationship to the party	Tuesday, April 18, 2023

Event	Proposed Deadline
File opening claim construction briefs	Tuesday, April 25, 2023
File notice of prior art	Friday, April 28, 2023
File responsive claim construction briefs	Tuesday, May 9, 2023
Markman Claim Construction Hearing	Tuesday, May 16, 2023 at 9:00 a.m.
Deadline for responses to contention interrogatories on issues for which the responding party bears the burden of proof, and on public interest	Tuesday, May 23, 2023
Submit proposed claim construction chart incorporating any revisions to date	Wednesday, May 24, 2023
Deadline for responses to contention interrogatories on issues for which the responding party does not bear the burden of proof	Tuesday, June 6, 2023
Fact discovery cut-off and completion	Friday, June 30, 2023
Deadlines for motions to compel fact discovery	Friday, July 7, 2023
File joint statement identifying accused products	Tuesday, July 11, 2023
Exchange initial expert reports (identify tests/surveys/data)	Wednesday, July 19, 2023
Exchange rebuttal expert reports	Friday, August 4, 2023
Expert discovery cut-off and completion	Tuesday, August 22, 2023
Deadline for filing summary determination motions	Thursday, August 24, 2023
Deadline for motions to compel expert discovery	Tuesday, August 29, 2023
Exchange of exhibit lists among the parties	Thursday, August 31, 2023
Complainants and respondents serve proposed direct exhibits (including witness statements) and identify physical exhibits	Friday, September 8, 2023
Commission Investigative Attorney serves proposed direct exhibits (including witness statements) and identifies physical exhibits	Wednesday, September 13, 2023
File joint stipulation regarding representative accused products and domestic industry products	Wednesday September 13, 2023
Serve proposed rebuttal exhibits (including witness statements) and identify rebuttal physical exhibits	Friday, September 22, 2023

Event	Proposed Deadline
Deadline for one-day mediation session	Monday, September 25, 2023
Submit joint report on mediation	Wednesday, September 27, 2023
Complainants and respondents file pre-trial statements and briefs	Friday, September 29, 2023
File joint list of unopposed exhibits	Tuesday, October 3, 2023
Submit witness statements (and exhibits cited therein) to Box	Wednesday, October 4, 2023
Deadline for motions <i>in limine</i>	Tuesday, October 10, 2023
Commission Investigative Attorney files pre-trial statement and brief	Wednesday, October 11, 2023
Deadline for responses to motions <i>in limine</i>	Monday, October 16, 2023
Prehearing Conference	Monday, October 23, 2023 at 9:00 a.m.
Evidentiary Hearing	Monday, October 23, 2023 – Friday, October 27, 2023
File identification of undisputed claim limitations (<i>see</i> Ground Rule 14.1)	Thursday, November 2, 2023
File final exhibit list	Friday, November 3, 2023
Complainants and respondents file post-hearing initial briefs	Tuesday, November 14, 2023
Commission Investigative Attorney files post-hearing initial brief	Tuesday, November 21, 2023
Complainants and respondents file post-hearing responsive briefs	Tuesday, December 5, 2023
Commission Investigative Attorney files post-hearing responsive brief	Tuesday, December 5, 2023
Final initial determination on violation	Friday, March 29, 2024
Target date for completion of investigation (19-month target date)	Tuesday, July 30, 2024

SO ORDERED.


 Bryan F. Moore
 Administrative Law Judge