

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

NETWORK-1 TECHNOLOGIES, INC.,

Plaintiff,

v.

GOOGLE LLC and YOUTUBE, LLC,

Defendants.

14 Civ. 2396 (PGG-SN)

14 Civ. 9558 (PGG-SN)

**JOINT STIPULATION TO MODIFY DEADLINES RELATING TO  
THE CLOSE OF EXPERT DISCOVERY AND DISPOSITIVE MOTIONS**

Plaintiff Network-1 Technologies, Inc. and Defendants Google LLC and YouTube, LLC, through their undersigned counsel, hereby stipulate, subject to approval by this Court, to modify the deadlines set forth in the October 21, 2019 Joint Proposed Civil Case Management Plan and Scheduling Order (Dkt. No. 189)<sup>1</sup> and the November 13, 2019 Joint Stipulation to Modify Expert Discovery Deadlines (Dkt. No. 200) in order to accommodate the schedules of expert witnesses.

WHEREAS, the close of expert discovery is currently March 13, 2020;

WHEREAS, letters seeking leave to file dispositive motions are currently due on March 27, 2020, with opposition letters due April 3, 2020;

WHEREAS, certain expert witnesses are not available for deposition during the expert discovery period, necessitating additional time to complete all expert discovery;

WHEREAS, the Court held a claim construction hearing on November 21, 2019 and indicated that it would hear additional argument at a later date;

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<sup>1</sup> Citations to the docket refer to docket entries in Case No. 14 Civ. 2396 (PGG-SN).

WHEREAS, Plaintiff is of the view that the deadline to submit letters seeking leave to file dispositive motions should be May 8, 2020, with any opposition letters due May 15, 2020;

WHEREAS, Defendants are of the view that the deadline to submit letters seeking leave to file dispositive motions should be May 8, 2020 or within fourteen days of the Court's resolution of the outstanding claim construction issues, whichever is later, with any opposition letter due within fourteen days of the submission of any letter seeking leave;

NOW THEREFORE, the parties hereby stipulate and agree as follows:

1. The currently applicable deadlines for the completion of expert discovery and for the submission of letters seeking or opposing leave to file dispositive motions shall be suspended;
2. The parties must complete expert discovery, including depositions of experts, by April 24, 2020;
3. The parties shall attempt in good faith to resolve their disagreement concerning the appropriate deadlines for submission of letters seeking leave to file dispositive motions and oppositions thereto and shall submit either a joint stipulation reflecting their agreement or a joint letter setting forth their respective positions on the issue for resolution by the Court.

SO STIPULATED.

Dated: March 4, 2020

Respectfully submitted,

RUSS, AUGUST & KABAT

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*Attorneys for Google LLC and  
YouTube, LLC*

SO ORDERED.

Date: \_\_\_\_\_

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Paul G. Gardephe  
United States District Judge