

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

NETWORK-1 SECURITY SOLUTIONS, INC., a
Delaware corporation,

Plaintiff,

vs.

Alcatel-Lucent USA Inc., a Delaware corporation,
et al.

Defendants.

CASE NO. 6:11cv492

**AGREED MOTION FOR ENTRY OF DOCKET CONTROL ORDER,
DISCOVERY ORDER, ORDER REGARDING E-DISCOVERY IN PATENT
CASES, AND PROTECTIVE ORDER AND AGREED MOTION FOR
EXTENSION REGARDING SUBMISSION OF AGREED MEDIATOR**

Pursuant to the Scheduling Order dated August 9, 2012 (Dkt. No. 222), Plaintiff Network-1 Security Solutions, Inc. (“Plaintiff”) files this Agreed Motion for Entry of Docket Control Order, Discovery Order, Order Regarding E-Discovery in Patent Cases, and Protective Order and Agreed Motion for Extension Regarding Submission of Agreed Mediator. The parties have met and conferred and reached an agreement as to the form and substance of the Docket Control Order, Discovery Order, Order Regarding E-Discovery in Patent Cases, and Protective Order and respectfully request that the Court enter the agreed orders attached to this motion. Because the parties have reached an agreement regarding each of these orders, the parties do not see a need for a scheduling/status conference in this case.

Additionally, although the parties have not yet agreed on a mediator in this case, they are confident that they will be able to reach an agreement with some additional discussion. Accordingly, the parties request a 10 day extension of the deadline to submit the name of an agreed mediator to the Court until September 17, 2012.

Respectfully submitted,

By: /s/ Sean A. Luner w/permission T. John Ward, Jr.

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ATTORNEYS FOR PLAINTIFF,
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SOLUTIONS, INC.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served by e-mail via the Eastern District of Texas ECF System to all counsel of record on this the 5th day of September, 2012.

/s/ T. John Ward, Jr.

CERTIFICATE OF CONFERENCE

I certify that I have complied with the meet and confer requirement in Local Rule CV-7(H) and this motion is unopposed.

/s/ T. John Ward, Jr.

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

NETWORK-1 SECURITY SOLUTIONS, INC., a
Delaware corporation,

Plaintiff,

vs.

Alcatel-Lucent USA Inc., a Delaware corporation;
Alcatel-Lucent Holdings Inc., a Delaware
corporation; Allied Telesis, Inc., a Delaware
corporation; Avaya Inc., a Delaware corporation;
AXIS Communications AB, a Swedish corporation;
AXIS Communications, Inc., a Massachusetts
corporation; Dell Inc., a Delaware corporation;
GarrettCom, Inc., a California corporation; Hewlett-
Packard Company, a Delaware corporation; Huawei
Technologies Co., Ltd., a People's Republic of China
corporation; Huawei Technologies USA Inc., a
Texas corporation; Juniper Networks, Inc., a
Delaware corporation; NEC Corporation, a Japanese
corporation; NEC Corporation of America, a
Delaware corporation; Polycom, Inc., a Delaware
corporation; Samsung Electronics Co., Ltd., a South
Korean corporation, Samsung Electronics America,
Inc., a New York corporation; Samsung
Telecommunications America, LLC, a Delaware
limited liability company; ShoreTel, Inc., a Delaware
corporation; Sony Corporation, a Japanese
corporation, Sony Corporation of America, a New
York corporation; Sony Electronics Inc., a Delaware
corporation;

Defendants.

CASE NO. 6:11-cv-492

JURY DEMANDED

DOCKET CONTROL ORDER

It is hereby **ORDERED** that the following schedule of deadlines is in effect until
further order of this Court:

<p>12/08/2014</p> <p>Court designated date – not flexible without good cause - Motion Required</p>	<p>9:00 a.m. JURY TRIAL as reached at the United States District Court, 211 W. Ferguson, 3rd Floor, Courtroom of Judge Leonard Davis, Tyler, Texas.</p>
	<p style="text-align: center;">ORDER REGARDING EXHIBITS, EXHIBIT LISTS AND WITNESS LISTS:</p> <p>A. <u>On the first day of trial</u>, each party is required to have on hand the following:</p> <ol style="list-style-type: none"> (1) One copy of their respective original exhibits. Each exhibit shall be properly labeled with the following information: Identified as either Plaintiff’s or Defendant’s Exhibit, the Exhibit Number and the Case Number. In addition, exhibits shall be placed in properly marked manilla folders and contained in a box with handles. (2) Three (3) hard copies of their exhibit list and witness list. The Court’s preferred format for Exhibit Lists is available on the Court’s website at www.txed.uscourts.gov under “Orders & Forms.” <p>B. During trial on a daily basis, each party shall tender to the Court a list of exhibits admitted for each day. A description of the exhibits is not necessary, just a list containing the exhibit numbers. For example, Plaintiff will submit a document entitled, “Plaintiff’s List of Exhibits Admitted on (<i>the date</i>).” Said daily lists are to be tendered the following day. (If trial commences on Monday, Monday’s list will be due Tuesday morning and so on until the conclusion of trial).</p> <p>C. At the conclusion of the evidentiary phase of trial, each party shall be responsible for pulling those exhibits admitted at trial and tender those to the Courtroom Deputy, who will verify the exhibits and tender them to the jury for their deliberations.</p> <p>D. At the conclusion of trial, all boxes of exhibits shall be returned to the respective parties and the parties are instructed to remove these exhibits from the courtroom.</p> <p>E. Within five business days of the conclusion of trial, each party shall submit to the Court (to Chambers) the following:</p> <ol style="list-style-type: none"> (1) A Final Exhibit List of Exhibits Admitted During Trial, and in addition provide the Court a disk containing this document in Word format. (2) A disk or disks containing their respective admitted trial exhibits in PDF format, with the exception of sealed exhibits. If the Court ordered any exhibits sealed during trial, the Sealed Exhibits shall be copied on a separate disk. If tangible or over-sized exhibits were admitted, such exhibits shall be substituted with a photograph to be converted to a PDF file and shall be included in the Court’s disk of admitted exhibits. (3) A disk or disks containing the transcripts of Video

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