

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
CAMDEN VICINAGE

SENJU PHARMACEUTICAL CO.,
LTD., et al.,

Plaintiffs,

v.

LUPIN, LTD., et al.,

Defendants.

Civil Nos. 14-667-JBS-KMW
14-4149-JBS-KMW
14-5144-JBS-KMW

AMENDED SCHEDULING ORDER

This Scheduling Order confirms the directives given to counsel during the telephone status conference held on **February 25, 2015**; and the Court noting the following appearances: **Bryan C. Diner, Esquire, Melissa Chuderewicz, Esquire, Justin J. Hasford, Esquire, and Jessica M. Lebeis, Esquire**, all appearing on behalf of the plaintiffs; and **Michael E. Patunas, Esquire, Emily Rapalino, Esquire, and Daniel P. Margolis, Esquire**, all appearing on behalf of the defendants; and for good cause shown:

IT IS this **27th** day of **February, 2015**, hereby **ORDERED**:

| NO. | EVENT | DATE |
|-----|---|----------------|
| 1 | Disclosure of Asserted Claims for Lupin '813 and '606 cases and Metrics, Innopharma, Apotex and Paddock cases | April 23, 2015 |
| 2 | Defendants' Invalidity Contentions and Non-Infringement Contentions and document production for Lupin '813 and '606 cases and Metrics, Innopharma, Apotex and Paddock cases, limited to 100 pages per patent ³ | April 30, 2015 |
| 3 | Plaintiffs' Infringement Contentions and Response to Defendants' Invalidity Contentions and document production for Lupin '813 and '606 cases and Metrics, Innopharma, Apotex and Paddock cases | June 15, 2015 |

| NO. | EVENT | DATE |
|-----|---|---|
| 4 | Exchange of Proposed Terms for Construction for Lupin '813 and '606 cases and Metrics, Innopharma, Apotex and Paddock cases | May 22, 2015 |
| 5 | Exchange of Preliminary Claim Constructions and Extrinsic Evidence for Lupin '813 and '606 cases and Metrics, Innopharma, Apotex and Paddock cases | May 29, 2015 |
| 6 | Exchange of Identification of Evidence to Oppose Other Parties' Proposed Claim Construction for Lupin '813 and '606 cases and Metrics, Innopharma, Apotex and Paddock cases | June 12, 2015 |
| 7 | Submit Joint Claim Construction and Prehearing Statement for all cases | June 26, 2015 |
| 8 | Completion of Claim Construction Discovery for all cases | July 27, 2015 |
| 9 | Opening <i>Markman</i> submissions for all cases | August 10, 2015 |
| 10 | Completion of discovery from an expert who submitted a certification with opening <i>Markman</i> submission for all cases | September 9, 2015 |
| 11 | Responding <i>Markman</i> submissions for all cases | October 9, 2015 |
| 12 | Claim Construction Hearing for all cases | November 2, 2015 |
| 13 | Disclosure of reliance on advice of counsel for all cases | Thirty (30) days after entry of Court's claim construction order per L. Pat. R. 3.8 |
| 14 | Completion of fact discovery for all cases | To be determined by the Court |
| 15 | Opening expert reports due for all cases | To be determined by the Court |
| 16 | Rebuttal expert reports due for all cases | To be determined by the Court |

| NO. | EVENT | DATE |
|-----|--|----------------------------------|
| 17 | Reply expert reports for all cases | To be determined by the Court |
| 18 | Completion of expert discovery for all cases | To be determined by the Court |
| 19 | Dispositive motions due for all cases | To be determined by the Court |
| 20 | Motions <i>in limine</i> due for all cases | To be determined by the Court |
| 21 | Pretrial conference for all cases | To be determined by the Court |
| 22 | Trial for all cases | March 7, 2016¹ |

23. Any application for an extension of time beyond the deadlines set herein shall be made in writing to the undersigned and served upon all counsel prior to expiration of the period sought to be extended, and shall disclose in the application all such extensions previously obtained, the precise reasons necessitating the application showing good cause under FED. R. CIV. P. 16(b), and whether adversary counsel agree with the application. The schedule set herein will not be extended unless good cause is shown.

THE FAILURE OF A PARTY OR ATTORNEY TO OBEY THIS ORDER MAY RESULT IN IMPOSITION OF SANCTIONS UNDER FED. R. CIV. P. 16(f).

s/ Karen M. Williams

 KAREN M. WILLIAMS
 United States Magistrate Judge

cc: Hon. Jerome B. Simandle

¹ All parties should note that the March 7, 2016 trial date has been confirmed by the Honorable Jerome B. Simandle.