

ENTERED

February 20, 2018

David J. Bradley, Clerk

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

JAMES B. GOODMAN,

Plaintiff,

VS.

HEWLETT-PACKARD COMPANY,

Defendant.

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CIVIL ACTION NO. 4:16-CV-3195

ORDER

The parties have filed a Joint Claim Construction and Prehearing Statement. (Doc. No. 48.) The parties have come to agreement on the construction of all terms.


For all but two phrases, the parties have agreed to accept the construction of a special master from a previous case, *Goodman v. Smart Modular Technologies, Inc.*, C.A. 4:14-cv-01380 (S.D. Tex.), ECF No. 61, filed June 4, 2015. (See Doc. Nos. 44, 47.) The agreed-to terms from that special master are filed in this case at Docket Number 48-1.

For the other two phrases—beginning “a control device for selectively electrically isolating . . .” and “a memory access enable control device . . .”—the parties have agreed to the constructions proposed by Defendant and in accordance with 35 U.S.C. § 112 ¶ 6. (Doc. No. 48.)

Having considered the parties’ filings and the applicable law, the Court is of the opinion that the parties’ agreed-to terms and construction should be entered in this case. The *Markman* hearing scheduled for Wednesday, February 21, 2018 is cancelled.

IT IS SO ORDERED.

SIGNED at Houston, Texas on the 20th of February, 2018.



KEITH P. ELLISON
UNITED STATES DISTRICT JUDGE