

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

Omni MedSci, Inc.,

*Plaintiff/Counter Defendant,*

v.

Apple Inc.,

*Defendant/Counter Claimant.*

Case No. 2:18-cv-134-RWS

JURY TRIAL DEMANDED

**ORDER**

Before the Court is Plaintiff/Counter Defendant Omni MedSci, Inc. (“Omni”) and Defendant/Counter Claimant Apple Inc. (“Apple”) joint motion to stay deadlines pending transfer (Docket No. 134). The Court, having considered same, is of the opinion the motion should be **GRANTED**. It is therefore

**ORDERED** that the following deadlines, outlined below, shall be stayed pending the completion of the transfer of this case to the Northern District of California:


- Omni MedSci’s Motion to Exclude Damages Testimony of Vincent Thomas (ECF No. 229), filed July 26, 2019;
  - Omni’s Reply due **August 23, 2019**;
- Omni Medsci’s Motion to Exclude Certain Expert Testimony of Fred Schubert Regarding the Construction of Claim Terms (ECF No. 230), filed July 26, 2019;
  - Omni’s Reply due **August 23, 2019**;
- Omni Medsci’s Motion and Brief to Exclude the Testimony of Dr. Sarrafzadeh Regarding (1) Invalidity Under § 103 Based on Products and “Asada” Documents, (2) Unpatentability Under § 101, and (3) the Effective Filing Date (Priority Date) of the Patents-In-Suit (ECF No. 231), filed July 26, 2019;
  - Omni’s Reply due **August 23, 2019**;
- Omni Medsci’s Motion for Partial Summary Judgment on Patent Subject Matter Eligibility (35 U.S.C. § 101) and Brief in Support (ECF No. 232), filed July 26, 2019;

- Apple's Response due **August 16, 2016**;
- Omni's Reply due **August 23, 2016**;
- Omni Medsci's Motion for Partial Summary Judgment on Obviousness (35 U.S.C. § 103(A)) and Brief in Support (ECF No. 234), filed July 26, 2019;
  - Apple's Response due **August 16, 2016**;
  - Omni's Reply due **August 23, 2016**;
- Omni Medsci's Motion for Summary Judgment on Apple's Affirmative Defenses and Brief in Support (ECF No. 236), filed July 26, 2019;
  - Apple's Response due **August 16, 2016**;
  - Omni's Reply due **August 23, 2016**;
- Apple Inc.'s Motion for Partial Summary Judgment of Non-Infringement of Claim 16 of the '533 Patent (ECF No. 238), filed July 26, 2019;
  - Omni's Response due **August 19, 2016**;
  - Apple's Reply due **August 26, 2016**;
- Apple Inc.'s Daubert Motion to Exclude the Testimony of Plaintiff's Damages Expert Mr. Rodney Crawford (ECF No. 239), filed July 26, 2019;
  - Apple's Reply due **August 19, 2019**;
- Apple Inc.'s Motion for Partial Summary Judgment of Invalidity Of U.S. Patent No. 9,651,533 (ECF No. 240), filed July 26, 2019;
  - Omni's Response due **August 19, 2016**;
  - Apple's Reply due **August 26, 2016**;
- Apple Inc.'s Motion to Strike Portions of Dr. Duncan Macfarlane's Infringement Report (ECF No. 241), filed July 26, 2019;
  - Apple's Reply due **August 19, 2019**;
- Apple Inc.'s Motion For Partial Summary Judgment Of Non-Infringement Of The '040 And '286 Patents (ECF No. 242), filed July 26, 2019;
  - Omni's Response due **August 19, 2016**;
  - Apple's Reply due **August 26, 2016**;

- Apple Inc.'s Motion To Strike Untimely Declaration Of Dr. Duncan Macfarlane (ECF No. 243), filed July 26, 2019;
  - Apple's Reply due **August 19, 2019**.

**It is so ORDERED.**

**SIGNED this 16th day of August, 2019.**

  
ROBERT W. SCHROEDER III  
UNITED STATES DISTRICT JUDGE