

1 James R. Batchelder (CSB # 136347)
2 Mark D. Rowland (CSB # 157862)
3 Andrew T. Radsch (CSB # 303665)
4 ROPES & GRAY LLP
5 1900 University Ave., Sixth Floor
6 East Palo Alto, CA 94303-2284
7 Tel: (650) 617-4000
8 Fax: (650) 617-4090
9 james.batchelder@ropesgray.com
10 mark.rowland@ropesgray.com
11 andrew.radsch@ropesgray.com

12 Attorneys for Plaintiff and Counter-Defendant
13 PALO ALTO NETWORKS, INC.

Brian A. E. Smith (SBN 188147)
Alden KW Lee (SBN 257973)
Jeffrey D. Chen (SBN 267837)
Joseph J. Fraresso (SBN 289228)
BARTKO ZANKEL BUNZEL & MILLER
One Embarcadero Center, Suite 800
San Francisco, California 94111
Tel: (415) 956-1900
Email: bsmith@bzbm.com
Email: alee@bzbm.com
Email: jchen@bzbm.com
Email: jfraresso@bzbm.com

Counsel for Defendant and
Counterclaimant
PACKET INTELLIGENCE LLC

[Additional counsel listed on signature
page]

14 **UNITED STATES DISTRICT COURT**
15 **NORTHERN DISTRICT OF CALIFORNIA**
16 **SAN FRANCISCO DIVISION**

17 PALO ALTO NETWORKS, INC.,
18 Plaintiff and Counter-Defendant,
19 v.
20 PACKET INTELLIGENCE LLC,
21 Defendant and Counterclaimant.

) Case No. 3:19-cv-02471-WHO
)
) Assigned to: Hon. William H. Orrick
)
) **ORDER GRANTING PALO ALTO**
) **NETWORKS' PROPOSED**
) **MODIFICATION TO THE**
) **SCHEDULING ORDER**

22
23 On this date, the Court considered the Joint Motion to Amend the Scheduling Order provided
24 by the parties. The Court, having considered the parties' competing proposals, is of the opinion that
25 Palo Alto Networks' proposal for modifying the case schedule should be GRANTED.

26 IT IS THEREFORE ORDERED that the following remaining schedule is adopted:

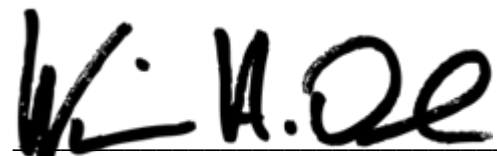
27 //
28 //

	<u>EVENT</u>	<u>PREVIOUS DATE</u>	<u>PROPOSED DATE</u>	
1				
2				
3	1	Completion of Claim Construction Discovery pursuant to Patent L.R. 4-4, including the deposition of any expert that submitted an expert declaration concerning claim construction, if any	April 24, 2020 (Per Court Order, Dkt. 50)	May 21, 2020
4				
5				
6				
7	2	Packet Intelligence's Opening Claim Construction Brief pursuant to Patent L.R. 4-5(a)	May 8, 2020 (Per Court Order, Dkt. 50)	June 4, 2020
8				
9				
10	3	Palo Alto Networks' Responsive Claim Construction Brief pursuant to Patent L.R. 4-5(b)	May 22, 2020 (Per Court Order, Dkt. 50)	July 2, 2020
11				
12	4	Packet Intelligence's Reply Claim Construction Brief pursuant to Patent L.R. 4-5(c)	June 1, 2020 (Per Court Order, Dkt. 50)	July 21, 2020
13				
14				
15	5	Technology Tutorial	June 15, 2020 (Per Court Order, Dkt. 50)	August 11, 2020, or as the Court determines
16				
17	6	Claim Construction Hearing pursuant to Patent L.R. 4.6	June 19, 2020 at 10:00 a.m. (Per Court Order, Dkt. 50)	August 14, 2020, or as the Court determines
18				
19	7	Claim Construction Ruling	To Be Determined By Court	To Be Determined By Court
20				
21	8	Disclosure of Advice of Counsel and accompanying document production pursuant to Pat. L.R. 3-7	30 days after service of Court's Claim Construction Ruling	30 days after service of Court's Claim Construction Ruling
22				
23	9	Deadline to Complete Mediation	Within 60 days of Court's Claim Construction Ruling (Per Court Order, Dkt. 50)	Within 60 days after service of Court's Claim Construction Ruling (Per Court Order, Dkt. 50)
24				
25	10	Close of fact discovery	September 25, 2020 (Stipulated)	December 22, 2020
26				
27				
28				

1	11	Initial expert reports	October 23, 2020 (Stipulated)	January 26, 2021
2				
3	12	Rebuttal expert reports	November 20, 2020 (Stipulated)	February 25, 2021
4				
5	13	Close of expert discovery	December 18, 2020 (Stipulated)	March 23, 2021
6				
7	14	Last Day to File Dispositive Motions (including Daubert Motions)	January 20, 2021 (Per Civil L.R. 7-2(a))	May 5, 2021 Per Civil L.R. 7-2(a))
8				
9	15	Dispositive Motions heard by	February 24, 2021 (Per Court Order, Dkt. 50)	June 9, 2021
10				
11	16	Pretrial disclosures	March 19, 2021 (Stipulated)	June 29, 2021
12				
13	17	Objections to pretrial disclosures	April 9, 2021 (Stipulated)	July 20, 2021
14				
15	18	Final pretrial conference	May 3, 2021 at 2:00 p.m. (Per Court Order, Dkt. 50)	August 9, 2021
16				
17	19	Trial	May 31, 2021 at 8:30 a.m.	August 30, 2021, or as determined by the Court

18
19 **IT IS SO ORDERED**

20 Signed this 15th day of May, 2020.

21 

22 HON. WILLIAM H. ORRICK
23 UNITED STATES DISTRICT JUDGE