

CLOSED,PATENT

**U.S. District Court [LIVE]  
Western District of Texas (Waco)  
CIVIL DOCKET FOR CASE #: 6:19-cv-00278-ADA**

Xtera, Inc. et al v. Nokia Corporation et al  
Assigned to: Judge Alan D Albright  
Cause: 28:1338 Patent Infringement

Date Filed: 04/26/2019  
Date Terminated: 04/24/2020  
Jury Demand: Both  
Nature of Suit: 830 Patent  
Jurisdiction: Federal Question

**Plaintiff**

**Xtera, Inc.**

represented by **David T. Okano**  
Paul Hastings LLP  
1117 South California Avenue  
Palo Alto, CA 94304  
650-320-1855  
Fax: 650-320-1955  
Email: davidokano@paulhastings.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Philip Ou**  
Paul Hastings LLP  
1117 South California Avenue  
Palo Alto, CA 94304  
650-320-1800  
Fax: 650-320-1900  
Email: philipou@paulhastings.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Yar R. Chaikovsky**  
Paul Hastings LLP  
1117 South California Avenue  
Palo Alto, CA 94304  
650-320-1800  
Fax: 650-320-1932  
Email:  
yarchaikovsky@paulhastings.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alexander H. Lee**  
Paul Hastings LLP  
1117 S. California Avenue  
Google et al v. Parus Holdings, Inc  
**Parus Exhibit 2012**

10/24/2019	<a href="#">40</a>	SCHEDULING ORDER: Joinder of Parties due by 6/18/2020, Amended Pleadings due by 7/30/2020, Dispositive and Daubert Motions due by 1/5/2021, Final Pretrial Conference set for 3/9/2021, Jury Selection/Trial projected to be March - April 2021. Signed by Judge Alan D Albright. (lad) (Entered: 10/24/2019)
10/24/2019		Set Hearings: Markman Hearing set for 5/6/2020 09:30 AM before Judge Alan D Albright per <a href="#">40</a> Order (lad) (Entered: 10/24/2019)
10/25/2019	<a href="#">41</a>	PLEASE DISREGARD THIS ORDER IT SHOULD NOT HAVE BEEN FILED AS IT SHOULD BELONG TO A DIFFERENT CASE. ORDER GOVERNING PROCEEDINGS PATENT CASE: Case is SET for an in person and telephonic Rule 16 Case Management Conference on 11/14/2019 04:00 PM before Judge Alan D Albright. Signed by Judge Alan D Albright. (lad) Modified on 10/28/2019 (sm3). (Entered: 10/25/2019)
10/28/2019	<a href="#">42</a>	ORDER CANCELLING SCHEDULING CONFERENCE. SCHEDULING CONFERENCE on Thursday, November 14, 2019 at 04:00 PM is hereby CANCELLED. Signed by Judge Alan D Albright. (lad) (Entered: 10/28/2019)
02/19/2020	<a href="#">43</a>	BRIEF by Nokia of America Corporation. (Attachments: # <a href="#">1</a> Affidavit Declaration of David S. Frist, # <a href="#">2</a> Exhibit 1, # <a href="#">3</a> Exhibit 2, # <a href="#">4</a> Exhibit 3, # <a href="#">5</a> Exhibit 4, # <a href="#">6</a> Exhibit 5)(Frist, David) (Entered: 02/19/2020)
02/19/2020	<a href="#">44</a>	BRIEF by Neptune Subsea IP Ltd., Xtera Topco Ltd., Xtera, Inc.. (Attachments: # <a href="#">1</a> Affidavit Decl. of P. Ou ISO Plaintiffs' Opening Claim Construction Brief, # <a href="#">2</a> Exhibit 1, # <a href="#">3</a> Exhibit 2, # <a href="#">4</a> Exhibit 3, # <a href="#">5</a> Exhibit 4, # <a href="#">6</a> Exhibit 5, # <a href="#">7</a> Exhibit 6, # <a href="#">8</a> Exhibit 7, # <a href="#">9</a> Exhibit 8, # <a href="#">10</a> Exhibit 9)(Chaikovsky, Yar) (Entered: 02/19/2020)
02/20/2020	<a href="#">45</a>	Pro Hac Vice Letter to David M. Beckwith and Stephen Tang. (lad) (Entered: 02/20/2020)
02/25/2020	<a href="#">46</a>	Unopposed MOTION for Leave to File Declaration of Maite Brandt-Pearce by Nokia of America Corporation. (Attachments: # <a href="#">1</a> Exhibit A-Declaration of Dr. Maite Brandt-Pearce, # <a href="#">2</a> Exhibit B-Nokia Disclosure of Extrinsic Evidence, # <a href="#">3</a> Proposed Order Proposed Order)(Frist, David) (Entered: 02/25/2020)
02/26/2020		Text Order GRANTING <a href="#">46</a> Motion for Leave to File entered by Judge Alan D Albright. Before the Court is Defendant's Motion for Leave to File the Declaration of Dr. Maite Brandt-Pearce in Support of Nokia of America Corporation's Opening Claim Construction Brief. The Court GRANTS the motion. It is therefore ORDERED that Defendant Nokia of America Corporation shall file the Declaration of Dr. Maite Brandt-Pearce in Support of Nokia of America Corporations Opening Claim Construction Brief. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jy) (Entered: 02/26/2020)
03/02/2020	<a href="#">47</a>	MOTION to Stay <i>U.S. Patent No. 8,380,069 Pending Inter Partes Review</i> by Nokia of America Corporation. (Attachments: # <a href="#">1</a> Affidavit Declaration of David Frist, # <a href="#">2</a> Exhibit 1-068 Petition, # <a href="#">3</a> Exhibit 2-Public version of Initial Determination, # <a href="#">4</a> Exhibit 3-Public version of Commission Opinion, # <a href="#">5</a> Exhibit 4-Xtera Amended Disclosure, # <a href="#">6</a> Exhibit 5-069 Petition, # <a href="#">7</a> Exhibit

		6-068 Decision, # <a href="#">8</a> Exhibit 7-Correspondence from W. Achey, # <a href="#">9</a> Exhibit 8-Correspondence from W. Achey, # <a href="#">10</a> Exhibit 9-Correspondence from P. Ou, # <a href="#">11</a> Exhibit 10-Interrogatory Excerpts, # <a href="#">12</a> Proposed Order)(Frist, David) (Entered: 03/02/2020)
03/09/2020	<a href="#">48</a>	Response in Opposition to Motion, filed by Neptune Subsea IP Ltd., Xtera Topco Ltd., Xtera, Inc., re <a href="#">47</a> MOTION to Stay <i>U.S. Patent No. 8,380,069 Pending Inter Partes Review</i> filed by Defendant Nokia of America Corporation <i>Plaintiffs' Opposition to Defendants' Motion to Stay Pending IPR</i> (Attachments: # <a href="#">1</a> Proposed Order)(Ou, Philip) (Entered: 03/09/2020)
03/16/2020	<a href="#">49</a>	REPLY to Response to Motion, filed by Nokia of America Corporation, re <a href="#">47</a> MOTION to Stay <i>U.S. Patent No. 8,380,069 Pending Inter Partes Review</i> filed by Defendant Nokia of America Corporation (Frist, David) (Entered: 03/16/2020)
03/17/2020	<a href="#">50</a>	Agreed MOTION to Extend Scheduling Order Deadlines <i>Markman Briefing Deadlines</i> by Nokia Corporation, Nokia of America Corporation. (Attachments: # <a href="#">1</a> Proposed Order)(Frist, David) (Entered: 03/17/2020)
03/17/2020		Text Order GRANTING <a href="#">50</a> Motion to Extend Scheduling Order Deadlines entered by Judge Alan D Albright. Before the Court is an Agreed Motion to Extend Markman Briefing Deadlines filed by Plaintiffs Xtera, Inc., Xtera Topco Ltd., and Neptune Subsea IP Ltd. and Defendant Nokia of America Corporation ("NoAC"). The Court <b>GRANTS</b> the motion. The Court adopts the following Markman briefing schedule:  <ol style="list-style-type: none"> <li>1. <b>Parties' Responsive Markman briefs:</b> April 14, 2020</li> <li>2. <b>Parties' Reply Markman briefs:</b> April 21, 2020</li> <li>3. <b>Parties' Joint Claim Construction Statement and consolidated briefing:</b> April 30, 2020</li> </ol> <p>(This is a text-only entry generated by the court. There is no document associated with this entry.) (jy) (Entered: 03/17/2020)</p>
03/24/2020	<a href="#">51</a>	STANDING ORDER from U.S. District Judge Alan D. Albright regarding scheduled civil hearings. (tada) (Entered: 03/25/2020)
04/24/2020	<a href="#">52</a>	STIPULATION of Dismissal <i>Joint Stipulation to Dismiss</i> by Neptune Subsea IP Ltd., Xtera Topco Ltd., Xtera, Inc.. (Attachments: # <a href="#">1</a> Proposed Order) (Chaikovsky, Yar) (Entered: 04/24/2020)
04/24/2020	<a href="#">53</a>	ORDER Dismissing Case re <a href="#">52</a> Stipulation of Dismissal filed by Xtera, Inc., Xtera Topco Ltd., Neptune Subsea IP Ltd.. Signed by Judge Alan D Albright. (lad) (Entered: 04/27/2020)
04/24/2020	<a href="#">54</a>	Closing Report on Patent/Trademark sent to U.S. Patent and Trademark Office. (am) (Entered: 06/18/2020)