## **EXHIBIT B**

## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS WACO DIVISION

ANCORA TECHNOLOGIES, INC.,

CIVIL ACTION NO. 6:19-CV-00384

Plaintiff,

v.

JURY TRIAL DEMANDED

LG ELECTRONICS INC. and LG ELECTRONICS U.S.A., INC.,

Defendants.

ANCORA TECHNOLOGIES, INC.,

**CIVIL ACTION NO. 6:19-CV-00385** 

Plaintiff,

v.

CONSOLIDATED INTO CIVIL ACTION NO. 6:19-CV-00384

SAMSUNG ELECTRONICS CO., LTD. and SAMSUNG ELECTRONICS AMERICA, INC.,

JURY TRIAL DEMANDED

Defendants.

## **SCHEDULING ORDER**

On December 6, 2019, the Court conducted a conference in the above entitled and numbered cases. All parties appeared through counsel. As a result of such hearing, and pursuant to Rule 16, Federal Rules of Civil Procedure, the Court ORDERS that the following schedule will govern deadlines up to and including the trial of this matter:

| Date                | Event   |
|---------------------|---|
| January 10,<br>2020 | Deadline for Motions to Transfer  |
| February 3,<br>2020 | Each Defendant serves preliminary invalidity contentions in the form of (1) a chart setting forth where in the prior art references each element of the asserted claim(s) are found, (2) an identification of any limitations the Defendant contends are indefinite or lack written description under section 112, and (3) an |



|                                | ,  |
|--------------------------------|--|
|                                | identification of any claims the Defendant contends are directed to ineligible subject matter under section 101. Each Defendant shall also produce (1) all prior art referenced in the invalidity contentions, (2) technical documents, including software where applicable, sufficient to show the operation of the accused product(s), and (3) summary, quarterly sales information, including per-product units and revenues for the period of October 1, 2012, to October 1, 2018, unless the parties agree to some other timeframe.   |
| February 3,<br>2020            | Provided that a third party has not objected to such production, Plaintiff shall produce each license involving the asserted patent. To the extent that a third party has objected to such production, Plaintiff shall notify Defendants of such objection. If such objection is not resolved by the 7 <sup>th</sup> day following the Court's entry of a Protective Order, the parties shall raise the issue with the Court.  |
| February 14,<br>2020           | Parties exchange claim terms for construction  |
| February 28,<br>2020           | Parties exchange proposed claim constructions  |
| March 6,<br>2020               | Parties disclose extrinsic evidence. The parties shall disclose any extrinsic evidence, including the identity of any expert witness they may rely upon with respect to claim construction or indefiniteness. With respect to any expert identified, the parties shall also provide a summary of the witness's expected testimony including the opinions to be expressed and a general description of the basis and reasons therefore. A failure to summarize the potential expert testimony in a good faith, informative fashion may result in the exclusion of the proffered testimony. With respect to items of extrinsic evidence, the parties shall identify each such item by production number or produce a copy of any such item if not previously produced. |
| March 6,<br>2020               | Each Defendant shall identify any third party that it reasonably believes possesses relevant information, that Defendant does not possess, regarding the over-the-air updates as identified in Plaintiff's infringement contentions.   |
| March 13,<br>2020              | Deadline to meet and confer to narrow terms in dispute and exchange revised list of terms/constructions  |
| March 20,<br>2020<br>@ 5 pm CT | Parties file Opening claim construction briefs (30 pages), including any arguments that any claim terms are indefinite.  |
| April 10,<br>2020<br>@ 5 pm CT | Parties file Responsive claim construction briefs (30 pages).  |
| April 27,<br>2020              | Parties file Reply claim construction briefs (15 pages).   |



| @ 5 pm CT                   |  |
|-----------------------------|--|
| May 1,<br>2020<br>@ 5 pm CT | Parties submit Joint Claim Construction Statement, optional tutorials, and consolidated briefing collated by Opening, Response, and Reply.   |
| May 29,<br>2020             | Markman Hearing at 9:00 a.m.   |
| June 5,<br>2020             | Fact Discovery opens; deadline to serve Initial Disclosures per Rule 26(a).  |
| July 10,<br>2020            | Deadline to add parties  |
| July 24,<br>2020            | Deadline to serve Final Infringement and Invalidity Contentions  |
| August 21,<br>2020          | Deadline to amend pleadings. A motion is not required unless the amendment adds patents or claims.   |
| November<br>13, 2020        | Close of Fact Discovery  |
| November 20, 2020           | Opening Expert Reports   |
| December<br>18, 2020        | Rebuttal Expert Reports  |
| January 15,<br>2021         | Close of Expert Discovery  |
| January 22,<br>2021         | Deadline to meet and confer to discuss narrowing the number of claims asserted and prior art references at issue. The parties shall file a report within 5 business days regarding the results of the meet and confer. |
| January 29,<br>2021         | Dispositive motion deadline and <i>Daubert</i> motion deadline.  |
| February 12,<br>2021        | Serve Pretrial Disclosures (jury instructions, exhibits lists, witness lists, designations)  |
| February 26,<br>2021        | Serve objections to pretrial disclosures/rebuttal disclosures  |



| March 5, 2021     | Serve objections to rebuttal disclosures and File Motions in limine   |
|-------------------|---|
| March 12,<br>2021 | File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibits lists, witness lists, designations); file oppositions to motions <i>in limine</i> |
| March 19,<br>2021 | Deadline to meet and confer regarding remaining objections and disputes on motions <i>in limine</i> .   |
| March 30,<br>2021 | File joint notice identifying remaining objections to pretrial disclosures and disputes on motions <i>in limine</i> .   |
| April 2, 2021     | Final Pretrial Conference   |
|                   | Jury Selection/Trial  |
| 2021              |   |

SIGNED this 2nd day of January, 2020

ALAN D ALBRIGHT UNITED STATES DISTRICT COURT JUDGE

