

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

KOSS CORPORATION,

Plaintiff,

v.

APPLE INC.,

Defendant.

Case No. 6:20-cv-00665-ADA

JURY TRIAL DEMANDED

JOINT MOTION TO AMEND AGREED SCHEDULING ORDER

Apple Inc. (“Apple”) and Koss Corporation (“Koss”) jointly move to modify the agreed upon Scheduling Order (Dkt. No. 30) pursuant to Fed. R. Civ. P. 16(b)(4). There is good cause for the Court to exercise its discretion under Rule 16 to allow for such modification.

The parties are in the process of fact discovery and are working diligently to comply with the deadline for Final Contentions. To date, Apple has served eight third-party subpoenas relating to prior art and is working with the subpoenaed parties to identify responsive documents and deposition dates. Koss has served technical 30(b)(6) deposition topics as well as document requests seeking technical documentation and source code, and is working with Apple to schedule the appropriate depositions and obtain the requested documentation. As there is sufficient time in the schedule to extend the June 17th date by approximately one month, to July 16th, without impacting any other dates in the calendar, and as the June 17th due date is a service deadline not a filing deadline, such that there is no impact on the Court’s ability to manage its schedule, the parties jointly move to enter the amended schedule attached hereto as Exhibit A.

Date: June 15, 2021

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been served on June 15, 2021, to all counsel of record who have consented to electronic service via the Court's CM/ECF system.

/s/ Darlene F. Ghavimi
Darlene F. Ghavimi

EXHIBIT A

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