

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

SOLAS OLED LTD.,

v.

SAMSUNG ELECTRONICS CO., LTD., ET
AL.§
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Case No. 2:21-CV-0105-JRG

DOCKET CONTROL ORDER

In accordance with the scheduling conference held in this case, it is hereby **ORDERED** that the following schedule of deadlines is in effect until further order of this Court:

Parties' Proposed Date	Court-Recommended Date	Event
May 23, 2022	Same	*Jury Selection – 9:00 a.m. in Marshall, Texas
April 25, 2022	Same	* If a juror questionnaire is to be used, an editable (in Microsoft Word format) questionnaire shall be jointly submitted to the Deputy Clerk in Charge by this date. ¹
April 18, 2022	Same	*Pretrial Conference – 9:00 a.m. in Marshall, Texas before Judge Rodney Gilstrap
April 11, 2022	Same	*Notify Court of Agreements Reached During Meet and Confer The parties are ordered to meet and confer on any outstanding objections or motions <i>in limine</i> . The parties shall advise the Court of any agreements reached no later than 1:00 p.m. three (3) business days before the pretrial conference.

¹ The Parties are referred to the Court's Standing Order Regarding Use of Juror Questionnaires in Advance of *Voir Dire*.

April 11, 2022	Same	*File Joint Pretrial Order, Joint Proposed Jury Instructions, Joint Proposed Verdict Form, Responses to Motions <i>in Limine</i> , Updated Exhibit Lists, Updated Witness Lists, and Updated Deposition Designations
April 4, 2022	Same	*File Notice of Request for Daily Transcript or Real Time Reporting. If a daily transcript or real time reporting of court proceedings is requested for trial, the party or parties making said request shall file a notice with the Court and e-mail the Court Reporter, Shawn McRoberts, at shawn_mcroberts@txed.uscourts.gov .
March 28, 2022	Same	File Motions <i>in Limine</i> The parties shall limit their motions <i>in limine</i> to issues that if improperly introduced at trial would be so prejudicial that the Court could not alleviate the prejudice by giving appropriate instructions to the jury.
March 28, 2022	Same	Serve Objections to Rebuttal Pretrial Disclosures
March 21, 2022	Same	Serve Objections to Pretrial Disclosures; and Serve Rebuttal Pretrial Disclosures
March 7, 2022	Same	Serve Pretrial Disclosures (Witness List, Deposition Designations, and Exhibit List) by the Party with the Burden of Proof
February 28, 2022	Same	*Response to Dispositive Motions (including <i>Daubert</i> Motions). Responses to dispositive motions that were filed <u>prior</u> to the dispositive motion deadline, including <i>Daubert</i> Motions, shall be due in accordance with Local Rule CV-7(e), not to exceed the deadline as set forth in this Docket Control Order. ² Motions for Summary Judgment shall comply with Local Rule CV-56.

² The parties are directed to Local Rule CV-7(d), which provides in part that “[a] party’s failure to oppose a motion in the manner prescribed herein creates a presumption that the party does not controvert the facts set out by movant and has no evidence to offer in opposition to the motion.”

February 14, 2022	Same	*File Motions to Strike Expert Testimony (including <i>Daubert</i> Motions) No motion to strike expert testimony (including a <i>Daubert</i> motion) may be filed after this date without leave of the Court.
February 14, 2022	Same	*File Dispositive Motions No dispositive motion may be filed after this date without leave of the Court. <u>Motions shall comply with Local Rule CV-56 and Local Rule CV-7. Motions to extend page limits will only be granted in exceptional circumstances. Exceptional circumstances require more than agreement among the parties.</u>
February 10, 2022	February 7, 2022	Deadline to Complete Expert Discovery
February 2, 2022	January 24, 2022	Serve Disclosures for Rebuttal Expert Witnesses
January 12, 2022	January 3, 2022	Deadline to Complete Fact Discovery and File Motions to Compel Discovery
January 12, 2022	January 3, 2022	Serve Disclosures for Expert Witnesses by the Party with the Burden of Proof
January 7, 2022	Same	Comply with P.R. 3-7 (Opinion of Counsel Defenses)
December 17, 2021	Same	*Claim Construction Hearing – 9:00 a.m. in Marshall, Texas before Judge Rodney Gilstrap
December 3, 2021	Same	*Comply with P.R. 4-5(d) (Joint Claim Construction Chart)
November 30, 2021	November 26, 2021	*Comply with P.R. 4-5(c) (Reply Claim Construction Brief)

If the deadline under Local Rule CV 7(e) exceeds the deadline for Response to Dispositive Motions, the deadline for Response to Dispositive Motions controls.

November 23, 2021	November 19, 2021	Comply with P.R. 4-5(b) (Responsive Claim Construction Brief)
November 5, 2021	Same	Comply with P.R. 4-5(a) (Opening Claim Construction Brief) and Submit Technical Tutorials (if any) Good cause must be shown to submit technical tutorials after the deadline to comply with P.R. 4-5(a).
November 5, 2021	Same	Deadline to Substantially Complete Document Production and Exchange Privilege Logs Counsel are expected to make good faith efforts to produce all required documents as soon as they are available and not wait until the substantial completion deadline.
October 29, 2021	October 22, 2021	Comply with P.R. 4-4 (Deadline to Complete Claim Construction Discovery)
October 15, 2021	Same	File Response to Amended Pleadings
October 1, 2021	Same	*File Amended Pleadings It is not necessary to seek leave of Court to amend pleadings prior to this deadline unless the amendment seeks to assert additional patents.
October 22, 2021	September 24, 2021	Comply with P.R. 4-3 (Joint Claim Construction Statement)
October 15, 2021	September 3, 2021	Comply with P.R. 4-2 (Exchange Preliminary Claim Constructions)
October 1, 2021	August 13, 2021	Comply with P.R. 4-1 (Exchange Proposed Claim Terms)

September 24, 2021	August 26, 2021	Comply with Standing Order Regarding Subject-Matter Eligibility Contentions ³
September 24, 2021	August 26, 2021	Comply with P.R. 3-3 & 3-4 (Invalidity Contentions)
August 12, 2021	August 5, 2021	*File Proposed Protective Order and Comply with Paragraphs 1 & 3 of the Discovery Order (Initial and Additional Disclosures) The Proposed Protective Order shall be filed as a separate motion with the caption indicating whether or not the proposed order is opposed in any part.
August 5, 2021	July 29, 2021	*File Proposed Docket Control Order and Proposed Discovery Order The Proposed Docket Control Order and Proposed Discovery Order shall be filed as separate motions with the caption indicating whether or not the proposed order is opposed in any part.
July 22, 2021	Same	Join Additional Parties
July 12, 2021	July 1, 2021	Comply with P.R. 3-1 & 3-2 (Infringement Contentions)

(*) indicates a deadline that cannot be changed without showing good cause. Good cause is not shown merely by indicating that the parties agree that the deadline should be changed.

ADDITIONAL REQUIREMENTS

Mediation: While certain cases may benefit from mediation, such may not be appropriate for every case. The Court finds that the Parties are best suited to evaluate whether mediation will benefit the case after the issuance of the Court's claim construction order. Accordingly, the Court **ORDERS** the Parties to file a Joint Notice indicating whether the case should be referred for mediation **within fourteen days of the issuance of the Court's claim construction order.** As a part of such Joint Notice, the Parties should indicate whether they have a mutually agreeable

³ <http://www.txed.uscourts.gov/sites/default/files/judgeFiles/EDTX%20Standing%20Order%20Re%20Subject%20Matter%20Eligibility%20Contentions%20.pdf> [https://perma.cc/RQN2-YU5P]

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