

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

LITL LLC,

Plaintiff,

v.

HP INC.,

Defendant.

C.A. No. 23-120-RGA

MICROSOFT CORPORATION,

Intervenor-Plaintiff,

v.

LITL LLC,

Intervenor-Defendant.

LITL LLC,

Intervenor-Defendant /
Counterclaim Plaintiff in
Intervention,

v.

MICROSOFT CORPORATION,

Intervenor-Plaintiff /
Counterclaim Defendant in
Intervention.

LITL LLC,

Plaintiff,

v.

DELL TECHNOLOGIES INC. and DELL
INC.,

Defendants.

C.A. No. 23-121-RGA

MICROSOFT CORPORATION,

Intervenor-Plaintiff,

v.

LITL LLC,

Intervenor-Defendant.

LITL LLC,

Intervenor-Defendant /
Counterclaim Plaintiff in
Intervention,

v.

MICROSOFT CORPORATION,

Intervenor-Plaintiff /
Counterclaim Defendant in
Intervention.

LITL LLC,

Plaintiff,

v.

ASUSTEK COMPUTER INC. and ASUS
GLOBAL PTE. LTD.,

Defendants.

C.A. No. 23-122-RGA

MICROSOFT CORPORATION,

Intervenor-Plaintiff,

v.

LITL LLC,

Intervenor-Defendant.

LITL LLC,

Intervenor-Defendant /
Counterclaim Plaintiff in
Intervention,

v.

MICROSOFT CORPORATION,

Intervenor-Plaintiff /
Counterclaim Defendant in
Intervention.

SCHEDULING ORDER

This 11 day of January, 2024, the Court having conducted an initial Rule 16(b) scheduling conference pursuant to Local Rule 16.1(b), and the parties having determined after

discussion that the matter cannot be resolved at this juncture by settlement, voluntary mediation, or binding arbitration;

IT IS ORDERED that:

1. Coordination. The above-captioned actions are hereby coordinated for all pretrial purposes, including discovery, claim construction, and dispositive motions but shall proceed to trial separately. All filings pertaining to each of the above-captioned actions (“Related Cases”) shall be filed on the docket in their respective cases.

2. Rule 26(a)(1) Initial Disclosures. Unless otherwise agreed to by the parties, the parties shall make their initial disclosures pursuant to Federal Rule of Civil Procedure 26(a)(1) on February 12, 2024.

3. Joinder of Other Parties and Amendment of Pleadings. All motions to join other parties, and to amend or supplement the pleadings, shall be filed on or before May 28, 2024.

4. Discovery.

a. Discovery Cut Off. All discovery in this case shall be initiated so that it will be completed on or before January 28, 2025.

b. Document Production. Document production shall be substantially complete by August 27, 2024.

c. Requests for Admission. Plaintiff may serve up to 30 requests for admission on each Defendant Group.¹ Defendants in the Related Cases may collectively serve up

¹ The Defendants and Intervenor in each Action each constitute a “Defendant Group.” There are four Defendant Groups: (1) HP, Inc. (“HP”); (2) Dell Technologies Inc. and Dell Inc.

to 15 joint requests for admission on Plaintiff, and each Defendant Group may individually serve up to 15 individual requests for admission on Plaintiff. Requests to admit the authenticity of a document shall not count toward this limit.

d. Interrogatories. Plaintiff may serve up to 25 interrogatories on each Defendant Group. Defendants in the Related Cases may collectively serve up to 15 joint interrogatories on Plaintiff, and each Defendant Group may individually serve up to 10 individual interrogatories on Plaintiff.

e. Depositions.

i. Limitation on Hours for Deposition Discovery. Plaintiff shall be limited to 40 hours of fact depositions of each Defendant Group (including Rule 30(b)(6) depositions but excluding non-party depositions). Defendants in the Related Cases shall be collectively limited to 60 hours of fact depositions of Plaintiff (including Rule 30(b)(6) depositions but excluding non-party depositions). Plaintiff shall be limited to 75 hours of non-party fact depositions in the Related Cases collectively. Defendants in the Related Cases shall be collectively limited to 100 hours of non-party fact depositions. The foregoing limitations do not apply to depositions of experts. A party may take more than one Rule 30(b)(6) deposition. While the above are the outer limits, the parties will work in good faith to minimize the total number of depositions and avoid duplication.

ii. Location of Depositions. Parties will work together to schedule depositions at locations convenient to the witnesses.

(the “Dell Defendants”); (3) ASUSTeK Computer Inc. and ASUS Technology Pte. Limited (the “Asus Defendants”); and (4) Microsoft Corporation (“Microsoft”).

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