

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

BLITZSAFE TEXAS, LLC,

Plaintiff,

v.

HONDA MOTOR CO., LTD., et al.

Defendants.

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**Case No. 2:15-CV-1274-JRG-RSP
LEAD CASE**

JURY TRIAL DEMANDED

JOINT MOTION TO AMEND DOCKET CONTROL ORDER

Plaintiff Blitzsafe Texas LLC (“Plaintiff”) and Defendants Volkswagen Group of America Inc., Volkswagen Group of America Chattanooga Operations, LLC, Toyota Motor Corporation, Toyota Motor Sales USA, Inc., Toyota Motor Manufacturing Texas, Inc., Toyota Motor Manufacturing Kentucky, Inc., Toyota Motor Manufacturing Mississippi, Inc., Hyundai Motor America, Hyundai Motor Manufacturing Alabama, LLC, Kia Motors America, Inc., Kia Motors Manufacturing Georgia, Inc., Nissan Motor Co., Ltd., Nissan North America, Inc., American Honda Motor Co., Inc., Honda of America Mfg., Inc., Honda Manufacturing of Alabama, LLC, and Honda Manufacturing of Indiana, LLC (collectively, “Defendants”) (together with Plaintiff, the “Parties”) file this Joint Motion to Amend the Docket Control Order to extend the deadlines set forth below.

The parties respectfully submit that good cause exists to extend the requested deadlines, including the deadline for dispositive motions and *Daubert* motions previously set for October 31. The father of Plaintiff’s infringement and validity expert Joseph McAlexander passed away this week. These circumstances have delayed Mr. McAlexander’s availability to

work on expert reports and to be deposed by all of the Defendants. Plaintiff has requested that Defendants allow for a short extension of the due date to serve disclosures for rebuttal expert witnesses to provide Mr. McAlexander a bereavement period. In response, Defendants have requested extension of certain subsequent dates, as listed below. The Parties believe that the circumstances provide good cause for the requested extensions of the upcoming filing deadlines. A proposed Amended Docket Control Order reflecting the dates below is attached.

Original Date	Amended Date	
October 10, 2016	October 17, 2016	Serve Disclosures for Rebuttal Expert Witnesses with respect to Volkswagen, Toyota, Honda, Hyundai and Kia specific issues and experts
October 19, 2016		Serve Disclosures for Rebuttal Expert Witnesses with respect to Nissan specific issues and experts
October 31, 2016	November 7, 2016	Deadline to Complete Expert Discovery
October 31, 2016	November 7, 2016	*File Dispositive Motions or Motions to Strike Expert Testimony (including Daubert Motions) No dispositive motion or motion to strike expert testimony (including a Daubert motion) may be filed after this date without leave of the Court.

Dated: October 10, 2016

Respectfully submitted,

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