

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

MAXELL, LTD.,

*Plaintiff,*

v.

APPLE INC.,

*Defendant.*

Case No. 5:19-cv-00036-RWS

**JURY TRIAL DEMANDED**

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**JOINT STIPULATION REGARDING  
EXTENSION OF DEADLINES TO SUBMIT INITIAL AND REBUTTAL EXPERT  
REPORTS ON THE '794 PATENT**

Plaintiff Maxell, Ltd. ("Maxell") and Defendant Apple Inc. ("Apple") (collectively, the "Parties"), by and through their undersigned counsel, jointly submit this Stipulation and proposed Order for an extension of the deadlines to submit initial and rebuttal expert reports regarding the infringement and invalidity of U.S. Patent No. 6,329,794 (the "'794 Patent").

Following various meet and confer sessions, the Parties have agreed to a second deposition of Adam Machalek, that will be conducted via telephone. Subject to its objections, Apple has designated Mr. Machalek regarding certain features and functionality of the accused products that Maxell has accused of infringing the '794 Patent. The parties have agreed to conduct Mr. Machalek's deposition on Monday, May 11, 2020, for no more than two hours, and that the subject matter of this deposition will be limited to the documents in the two specific categories indicated in the parties' correspondence on this issue.

Pursuant to the Amended Docket Control Order (D.I. 283), initial expert reports are currently due on May 7, 2020 and rebuttal expert reports are currently due on June 4, 2020. Given

that Mr. Machalek's second deposition will not occur until May 11, 2020, the Parties have agreed to a one-week extension of the deadlines for serving initial and rebuttal expert reports (infringement and invalidity) related to the '794 Patent.

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the Parties that:

1. The Parties will exchange initial expert reports (infringement and invalidity) related to the '794 Patent on May 14, 2020.
2. The Parties will exchange rebuttal expert reports (infringement and invalidity) related to the '794 Patent on June 11, 2020.
3. This extension does not affect or alter any other deadlines in this case.

Dated: May 6, 2020

*/s/ Jamie B. Beaber*

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**CERTIFICATE OF SERVICE**

The undersigned certifies that all counsel of record who are deemed to have consented to electronic service are being served this 6th day of May, 2020, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

/s/ Jamie B. Beaber

Jamie B. Beaber