

THE HONORABLE JAMES L. ROBART

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CYWEE GROUP LTD.,

Plaintiff,

v.

HTC CORPORATION, and HTC AMERICA,
INC.,

Defendants.

CASE NO.: 2:17-cv-00932-JLR

**STIPULATION AND [PROPOSED]
ORDER TO AMEND SCHEDULING
ORDER**

**NOTE ON MOTION CALENDAR:
AUGUST 7, 2018**

JURY TRIAL DEMANDED

HTC CORPORATION, and HTC AMERICA,
INC.,

Third-Party Plaintiffs,

v.

CYWEE MOTION GROUP LTD.,

Third-Party Defendant.

1 Plaintiff and Defendants, through their respective undersigned counsel, hereby stipulate
2 and agree as follows:

3 1. The Court entered a Minute Order Setting Trial Dates and Related Dates on
4 December 14, 2017 (Doc. No. 42). The Court entered an order amending its December 14, 2017
5 scheduling order on April 10, 2018 (Doc. No. 73) and an order affirming its amendments to the
6 scheduling order on April 19, 2018 (Doc. No. 78). The Court further entered an order amending
7 the schedule on July 18, 2018 (Doc. No. 99).

8 2. Since the previous Stipulation and Proposed Order to Amend Scheduling Order,
9 Third-Party Defendant CyWee Motion Group Ltd (“CyWee Motion”) accepted service of the
10 Third-Party Complaint on Monday, August 6, 2018. CyWee Motion is expected to answer or
11 otherwise respond to the Third-Party Complaint by August 27, 2018. Thereafter, the parties
12 expect to conduct discovery, including inspection of CyWee Motion’s source code.

13 3. Once the parties inspect the CyWee Motion source code, they expect to amend
14 their infringement contentions and non-infringement contentions, which were served on
15 December 29, 2017, and January 29, 2018, respectively. Accordingly, Plaintiff and Defendants
16 have agreed to revise the remaining pretrial deadlines in this case to accommodate the new party
17 and new discovery in this case.

18 4. Plaintiff and Defendants therefore request that the Court enter a further
19 amendment to its Scheduling Order containing the following revised deadlines:
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Event	Current Deadline	First Proposal
Amended Infringement Contentions	---	November 12, 2018
Amended Non-Infringement Contentions	---	December 3, 2018
Amended Invalidity Contentions for Any New Claims	---	December 17, 2018
Joint Claim Chart and Prehearing Statement	August 10, 2018	January 12, 2019
Opening Claim Construction Briefs	August 28, 2018	February 7, 2019
Responsive Claim Construction Briefs	September 25, 2018	March 7, 2019
<i>Markman</i> Hearing (9:00 AM)	November 8, 2018	April 4, 2019 (Subject to the Court's availability)
Deadline for Amended Pleadings	February 11, 2019	May 9, 2019
Initial Expert Reports	March 22, 2019	May 21, 2019
Rebuttal Expert Reports	April 19, 2019	June 6, 2019
Close of Discovery	May 10, 2019	June 18, 2019
Deadline to File Dispositive Motions	June 18, 2019	July 2, 2019
Deadline to hold Settlement Conference per LCR 39.1(c)(2)	July 19, 2019	No Change
Deadline to File Motions <i>in Limine</i>	September 20, 2019	No Change
Pretrial Order	October 3, 2019	No Change
Pretrial Conference (2:00 PM)	October 7, 2019	No Change
Trial Briefs, Proposed Voir Dire Questions and Jury Instructions	October 15, 2019	No Change
Trial (7-8 days)	October 21, 2019	No Change

1 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.
2

3 Dated: August 7, 2018

WILSON SONSINI GOODRICH & ROSATI

4 By: /s/ Gregory L. Watts

Gregory L. Watts, WSBA #43995

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1 DATED: August 7, 2018

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

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