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28UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

INNOVATIVE AUTOMATION LLC,

Plaintiff,

v.

KNO, INC.,

Defendant.

Case No. [13-cv-05648-JD](#)

INNOVATIVE AUTOMATION LLC,

Plaintiff,

v.

KALEIDESCAPE, INC.,

Defendant.

Case No. [13-cv-05651-JD](#)**CONSOLIDATION AND SCHEDULING  
ORDER**

Pursuant to FRCP 42(a) and the agreement of the parties, the Court orders the above two cases consolidated for all pretrial proceedings. The earlier-filed civil action, Case No. 13-5648, shall serve as the lead case for consolidation purposes. The later-filed civil action, Case No. 13-5651, will remain active for trial. All motions shall be filed in the lead case unless the Court orders otherwise.

The Court sets the following case management deadlines for the consolidated action pursuant to Federal Rule of Civil Procedure 16 and Civil Local Rule 16-10. The parties are advised to review and comply with the Court's Standing Order for Civil Cases, Standing Order for Discovery in Civil Cases, and Standing Order for Civil Trials.

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Event	Deadline
Add parties or amend pleadings	9/24/14
Discovery cut-off	10/31/14
Expert disclosures	10/31/14
Last day to file combined summary judgment and opening claim construction briefs	11/5/14
Responsive summary judgment/claim construction briefing	11/26/14
Technology tutorial	12/11/14 at 2:00 p.m.
Claim construction and summary judgment motion hearing	12/18/14 at 9:00 a.m.
Jury Trial	5/4/15 at 9:00 a.m.

All dates set by the Court should be regarded as firm. Counsel may not modify these dates by stipulation without leave of court. Requests for continuances are disfavored, and scheduling conflicts that are created subsequent to the date of this order by any party, counsel or party-controlled expert or witness will not be considered good cause for a continuance. Sanctions may issue for a failure to obey a scheduling or other pretrial order. *See* Fed. R. Civ. P. 16(f)(1)(C).

**IT IS SO ORDERED.**

Dated: July 29, 2014

  
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JAMES DONATO  
United States District Judge