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5 IN THE UNITED STATES DISTRICT COURT  
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
7 OAKLAND DIVISION

8 CELLSPIN SOFT, INC.,

9 Plaintiff,

10 v.

11 FITBIT, INC.,

12 Defendant.

**CASE MANAGEMENT AND PRETRIAL  
ORDER**

Case No. 17-cv-05928-YGR

13 v.

14 MOOV INC.,

15 Defendant.

Case No. 17-cv-05929-YGR

16 v.

17 ADIDAS AMERICA, INC.,

18 Defendant.

Case No. 17-cv-05930-YGR

19 v.

20 NIKE, INC.,

21 Defendant.

Case No. 17-cv-05931-YGR

22 v.

23 UNDER ARMOUR, INC.,

24 Defendant.

Case No. 17-cv-05932-YGR

25 v.

26 FOSSIL GROUP, INC. ET AL.,

27 Defendant.

Case No. 17-cv-05933-YGR

1 v.

2 GARMIN INTERNATIONAL, INC. ET  
AL.,

3 Defendant.

Case No. 17-cv-05934-YGR

4 v.

5 NIKON AMERICAS, INC. ET AL.,

6 Defendant.

Case No. 17-cv-05936-YGR

7 v.

8 CANON U.S.A., INC.,

9 Defendant.

Case No. 17-cv-05938-YGR

10 v.

11 GOPRO, INC.,

12 Defendant.

Case No. 17-cv-05939-YGR

13 v.

14 EASTMAN KODAK COMPANY,

15 Defendant.

Case No. 17-cv-05940-YGR

16 v.

17 PANASONIC CORPORATION OF  
18 NORTH AMERICA,

19 Defendant.

Case No. 17-cv-05941-YGR

20 v.

21 JK IMAGING LTD.,

22 Defendant.

Case No. 17-cv-06881-YGR

23 **TO ALL PARTIES AND COUNSEL OF RECORD:**

24 The Court hereby sets the following trial and pretrial dates:

Deadline	Date
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1	<b>Proposed Protective Order Filed</b>	2/23/2018
2	<b>Compliance Hearing with Regard to Discovery</b>	3/2/2018 at 9:01 a.m. <sup>1</sup>
3	<b>Patent L.R. 3-1</b> (Disclosure of Asserted Claims and	3/12/2018
4	Infringement Contentions) and	
5	<b>Patent L.R. 3-2</b> (Document Production Accompanying	5/18/2018
6	Disclosure)	
7	<b>Patent L.R. 3-3</b> (Invalidity Contentions) and	6/8/2018
8	<b>Patent L.R. 3-4</b> (Document Production Accompanying	
9	Invalidity Contentions)	
10	<b>Patent L.R. 4-1</b> (Exchange of Proposed Terms for	7/16/2018
11	Construction)	
12	<b>Patent L.R. 3-8</b> (Damages Contentions)	7/23/2018
13	(a) Contentions For Group I Defendants <sup>2</sup>	
14	(b) Contentions For Group II Defendants <sup>3</sup>	7/30/2018
15	(c) Contentions For Group III Defendants <sup>4</sup>	
16	<b>Patent L.R. 4-2</b> (Exchange of Preliminary Claim	7/2/2018
17	Constructions and Extrinsic Evidence)	
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<sup>1</sup> Five (5) business days prior to the date of the compliance hearing, the parties shall file either: (a) written stipulation with regards to discovery or (b) a one-page Joint Statement setting forth an explanation for their failure to comply. If compliance is complete, the parties need not appear and the compliance hearing will be taken off calendar. Telephonic appearances will be allowed if the parties have submitted a joint statement in a timely fashion. Failure to do so may result in sanctions

<sup>2</sup> Group I Defendants are Fitbit, Moov, Adidas, Nike, Under Armour, Fossil, and Misfit (the ‘794, ‘752 and ‘847 Patents have been asserted against each of these Defendants).

<sup>3</sup> Group II Defendants are Canon, GoPro, Panasonic and JK Imaging (the ‘698 Patent has been asserted against each of these defendants).

<sup>4</sup> Group III Defendants are Garmin, TomTom and Nikon (the ‘698, ‘794, ‘752 and ‘847 Patents have been asserted against each of these defendants).

1	<b>Patent L.R. 3-9</b> (Responsive Damages Contentions)	8/13/2018
2	(a) For Group I Defendants	8/27/2018
3	(b) For Group II Defendants	8/27/2018
4	(c) For Group III Defendants	
5	<b>Patent L.R. 4-3</b> (Joint Claim Construction and Prehearing Statement)	7/13/2018 at 12:00 p.m.
7	<b>Case Management Conference</b>	7/16/2017 at 1:00 p.m.
8	<b>Patent L.R. 4-4</b> (Completion of Claim Construction Discovery)	8/24/2018
10	<b>Patent L.R. 4-5(a)</b> (Plaintiff's Opening Brief and Evidence Supporting Its Claim Construction)	9/7/2018
12	<b>Patent L.R. 4-5(b)</b> (Defendants' Responsive Brief and Supporting Evidence)	10/9/2018
14	<b>Patent L.R. 4-5(c)</b> (Plaintiff's Responsive Brief)	10/16/2018
15	<b>Claim Construction Tutorial</b>	10/26/2018 at 9:00 a.m.
16	<b>Patent L.R. 4-6</b> (Claim Construction Hearing)	11/9/2017 at 9:00 a.m.

17 All in-court proceedings shall occur in the Federal Courthouse, 1301 Clay Street, Oakland,  
18 California, Courtroom 1.

19 The parties must comply with both the Court's Standing Order in Civil Cases and Standing Order for  
20 Pretrial Instructions in Civil Cases for additional deadlines and procedures. All Standing Orders are  
21 available on the Court's website at <http://www.cand.uscourts.gov/ygrorders>.

22 With respect to the request to stay discovery, defendants are instructed to serve objections consistent  
23 with the Court's Local Patent Rules. No further discovery may be served until the Court issues orders with  
24 respect to the pending motions to dismiss.

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**IT IS SO ORDERED.**

Dated: February 2, 2018



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YVONNE GONZALEZ ROGERS  
United States District Court Judge

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