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FILED

JAN 11 2012

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

EIT HOLDINGS LLC, a Delaware
company,

Plaintiff,

v.

LINKEDIN CORPORATION, a Delaware
Corporation,

Defendant.

Case No.: C 11-2465 PSG
CASE MANAGEMENT ORDER

On January 10, 2012, the parties appeared for a further case management conference. Based on the parties' supplemental joint case management statement and the discussions held at the case management conference,

IT IS HEREBY ORDERED that the presumptive limits on discovery set forth in the Federal Rules of Civil Procedure shall apply. If either party determines that adjustments to the presumptive limits are needed, the court will entertain an appropriate stipulation or motion.

IT IS FURTHER ORDERED that the deadline for joinder of any additional parties, or other amendments to the pleadings, is sixty days after entry of this order.

IT IS FURTHER ORDERED that the following schedule shall apply to this case:

Last Day for Rule 26(f) Conference. Complete

1	Last Day for Rule 26(a) Initial Disclosures	Complete
2	Initial Case Management Conference	Complete
3	Last Day for Plaintiff's Disclosure of Asserted Claims and Infringement Contentions (Patent L.R. 3-1) and Related Documents (Patent L.R. 3-2)	Complete ^{1*}
4		
5	Last Day for Defendant's Invalidity Contentions (Patent L.R. 3-3) and Related Document Production (Patent L.R. 3-4)	Complete*
6	Last Day for the Exchange of Proposed Terms and Claim Elements for Construction (Patent L.R. 4-1(a))	Complete*
7		
8	Last Day for the Exchange of Preliminary Proposed Claim Construction and Extrinsic Evidence (Patent L.R. 4-2)	Complete*
9	Last Day to File Joint Claim Construction Statement (Patent L.R. 4-3)	10 days after Judge Alsup rules on Yelp! Inc.'s motion for summary judgment in C-10-5623-WHA
10		
11	Completion of Claim Construction Discovery (Patent L.R. 4-4)	14 days after filing of Joint Claim Construction Statement
12	Last Day to File Opening Claim Construction Brief (Patent L.R. 4-5(a))	28 days after filing of Joint Claim Construction Statement
13		
14	Last Day to File Responsive Claim Construction Brief (Patent L.R. 4-5(b))	42 days after filing of Joint Claim Construction Statement
15	Last Day to File Reply Claim Construction Brief (Patent L.R. 4-5(c))	49 days after filing of Joint Claim Construction Statement
16		
17	Tutorial	2:00 p.m. on May 8, 2012 ^{2*}
18	Claim Construction Hearing	10:00 a.m. on May 14, 2012*
19	Last Day to File Further Joint Case Management Report	30 days after claim construction ruling
20	Last Day for Advice of Counsel Disclosure	50 days after claim construction ruling
21		
22	Fact Discovery Cutoff	September 3, 2012

23 ^{1*} Based on the representations of the parties at the January 10 case management conference and
24 on Plaintiff having filed its claim construction statement, the court understands the required disclosures
25 and exchanges pursuant to Patent L.R. 3-1, 3-2, 3-3, 3-4, 4-1 and 4-2 to have taken place. If the court
26 has misunderstood the status of the parties with respect to these exchanges, the parties should not delay
in completing the required disclosures and exchanges in accordance with the schedule set forth by the
Patent Local Rules and in view of the court's deadline for filing of a joint claim construction statement.

27 ^{2*} The court anticipates that these dates allow for sufficient time for Judge Alsup's ruling on
28 Yelp's motion for summary judgment in C-10-5623-WHA. If it becomes apparent after that ruling
issues that the tutorial and claim construction hearing dates need to be continued, the court will revisit
this scheduling order *sua sponte*, or on motion or by stipulation of the parties.

1 Last Day to Designate Opening Experts and Serve Reports October 1, 2012
2 Last Day to Designate Rebuttal Experts and Serve Reports October 29, 2012
3 Expert Discovery Cutoff November 19, 2012
4 Last Day to File Discovery Motions See Civil Local Rule 37-3
5 Last Day for Dispositive Motion Hearing³ 10:00 a.m. on January 8, 2013
6 Final Pretrial Conference. 2:00 p.m. on February 12, 2013
7 Trial 9:30 a.m. on February 18, 2013

8 IT IS FURTHER ORDERED that the parties shall comply with the Standing Order for Civil
9 Practice in Cases Assigned for All Purposes to Magistrate Judge Paul S. Grewal (Dec. 2010), a copy
10 of which is available from the Clerk of the Court,⁴ with regard to the timing and content of the Joint
11 Pretrial Statement, and all other pretrial submissions.

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Dated: 1/11/2012


PAUL S. GREWAL
United States Magistrate Judge

26 ³ This is the last date for *hearing* dispositive motions. Any such motions must be noticed in
27 compliance with Civil Local Rule 7-2(a).

28 ⁴ A copy of Judge Grewal's standing order is also available on the court's website at
www.cand.uscourts.gov by clicking first on the "Judges" button, then on Judge Grewal's name, then on
the link for "Magistrate Judge Grewal's Standing Orders," and finally on the link for "Judge Grewal's
Civil Standing Order."