

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

OPTRONIC TECHNOLOGIES, INC,

Plaintiff,

v.

NINGBO SUNNY ELECTRONIC CO.,  
LTD., et al.,

Defendants.

Case No. [5:16-cv-06370-EJD](#)

**PRETRIAL ORDER (JURY)**

Re: Dkt. No. 235

The parties in the above-entitled action came before the Court for a Trial Setting Conference on May 2, 2019. Based on the parties' Joint Trial Setting Conference Statement and their oral argument, the Court orders as follows:

IT IS HEREBY ORDERED that the parties shall complete an ADR session no later than June 28, 2019. While principals need not attend the ADR session in person, they must be immediately available in real-time to provide authorization for any potential settlement. Counsel represented to the Court that principals would be available.

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

EVENT	DATE
Deadline to Meet and Confer per Dkt. No. 221	May 13, 2019
Deadline for Plaintiff to Produce its Experts for Deposition	May 17, 2019
Designation of Rebuttal Experts with Reports	May 31, 2019
Expert Discovery Cutoff	June 28, 2019
Deadline for Dispositive Motion <i>(The parties are to comply with the Standing Order for Civil Cases section IV for the Motion for Summary Judgment, and any Cross-Motion for Summary Judgment.)</i>	July 25, 2019
Deadline for <i>Daubert</i> Motions	July 25, 2019

1	Hearing on Anticipated Dispositive Motion(s) and <i>Daubert</i> Motion(s)	September 12, 2019
2	Final Pretrial Conference	11:00 a.m. on October 10, 2019
3	Joint Final Pretrial Conference Statement, Motions <i>in limine</i> and Exchange of Exhibits	September 26, 2019
4	Voir Dire Questions, Proposed Jury Instructions, Oppositions to Motions <i>in limine</i> and Proposed Jury Verdict Forms	October 3, 2019
5	Trial Exhibits	October 8, 2019
6	Jury Selection	9:00 a.m. on October 15, 2019
7	Jury Trial <sup>1</sup>	October 15-16, 18, 22-23, 25, 29-30, 2019 November 1, 2019
8	Jury Deliberations	November 4-8, 2019


11 IT IS FURTHER ORDERED that neither party may serve sur-rebuttal expert reports  
12 absent a compelling showing of good cause.

13 IT IS FURTHER ORDERED that the parties shall comply with the Standing Order for  
14 Civil Cases, a copy of which is available from the Clerk of the Court,<sup>2</sup> with regard to all pretrial  
15 submissions.

16 The court advises the parties that this is the **final case schedule**. All parties are expected  
17 to comply as directed above. This schedule will not be amended further absent the presentation of  
18 good cause necessitating such an amendment.

19 **IT IS SO ORDERED.**

20 Dated: May 2, 2019

21   
22 EDWARD J. DAVILA  
23 United States District Judge

24 <sup>1</sup> Jury trials are held in full day sessions on Tuesdays, Wednesdays and Fridays, unless the Court  
25 specifies otherwise. On the date set for jury selection, counsel should be prepared to commence  
26 trial proceedings immediately after a jury is identified. The final trial schedule will be confirmed  
27 at the Final Pretrial Conference.

28 <sup>2</sup> A copy of Judge Davila'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 Davila's name,  
then on the link for "Judge Davila's Standing Orders," and finally on the link for "Standing Order  
for Civil Cases."