

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF FLORIDA**

**Case No. 1:10cv023580-Civ-RNS**

MOTOROLA MOBILITY, INC.,

Plaintiff,

v.

APPLE INC.,

Defendant.

---

APPLE INC.,

Counterclaim Plaintiff,

v.

MOTOROLA, INC. and  
MOTOROLA MOBILITY, INC.,

Counterclaim Defendants.

**JURY TRIAL DEMANDED**

**JOINT MOTION TO AMEND SCHEDULING ORDER**

Pursuant to the Court's March 9, 2012 Order Allowing Motorola to Supplement Invalidity Contentions, D.E. 259, Apple, Inc. ("Apple") and Motorola Solutions, Inc. and Motorola Mobility, Inc. ("Motorola") (collectively, the "Parties") have met and conferred regarding an adjustment to the current deadlines in the Court's December 19, 2011 Amended Scheduling Order, D.E. 206, superseded in part by the Court's March 8, 2012 Amended Scheduling Order, D.E. 261. In support of their Motion, the Parties state that:

1. The Parties agree to additional time for fact and expert discovery in light of the Court's March 9, 2012 Order permitting additional prior art references to be asserted. The parties are also currently in the process of discussing the most efficient way to try the claims

between the parties that are pending before this Court, but disagree on the amount of additional time required in the present case, as currently postured. In addition, the parties recognize that they will likely need to seek an extension of the October 22, 2012 trial date and will continue to attempt to reach agreement.

2. Accordingly, the Parties jointly propose amending the procedural schedule to the extent agreed upon, as follows, and Apple will separately move for a further extension:

Event	Current Deadline	Proposed Extension
Deadline to serve amended invalidity contentions	--	3/30/12
Apple to substantially narrow asserted claims	3/22/12	4/27/12
Close of fact discovery	3/28/12	5/4/12
Opening expert reports	3/30/12	5/11/12
Rebuttal expert reports	4/27/12	6/8/12
Close of expert discovery	5/15/12	7/3/12
Deadline to file dispositive motions	5/18/12	7/13/12
Deadline to file pretrial motions	6/1/12	7/20/12

WHEREFORE, the Parties respectfully request that the Court enter the proposed Amended Scheduling Order, attached as Exhibit A hereto.

Dated: March 23, 2012

Respectfully submitted,

<p><i>/s/ Edward M. Mullins</i></p> <p>Edward M. Mullins <a href="mailto:emullins@astidavis.com">emullins@astidavis.com</a> Annette C. Escobar <a href="mailto:aescobar@astidavis.com">aescobar@astidavis.com</a> Hal M. Lucas <a href="mailto:hlucas@astidavis.com">hlucas@astidavis.com</a> ASTIGARRAGE DAVIS MULLINS &amp; GROSSMAN, P.A. 701 Brickell Avenue, 16th Floor Miami, Florida 33131 Telephone: (305) 372-8282 Facsimile: (305) 372-8202</p> <p><i>Attorneys for Motorola Mobility, Inc. and Motorola Solutions, Inc.</i></p>	<p><i>/s/ Christopher R. J. Pace</i></p> <p>Christopher R. J. Pace <a href="mailto:christopher.pace@weil.com">christopher.pace@weil.com</a> Edward Soto <a href="mailto:edward.soto@weil.com">edward.soto@weil.com</a> WEIL, GOTSHAL &amp; MANGES LLP 1395 Brickell Avenue Suite 1200 Miami, Florida 33131 Telephone: (305) 577-3100 Facsimile: (305) 374-7159</p> <p><i>Attorneys for Apple Inc.</i></p>
<p><i>Of Counsel:</i></p> <p>Mark D. Baker <a href="mailto:markbaker@quinnemanuel.com">markbaker@quinnemanuel.com</a> Edward J. DeFranco <a href="mailto:eddefranco@quinnemanuel.com">eddefranco@quinnemanuel.com</a> Alexander Rudis <a href="mailto:alexanderrudis@quinnemanuel.com">alexanderrudis@quinnemanuel.com</a> QUINN EMANUEL URQUHART &amp; SULLIVAN, LLP 51 Madison Avenue, 22nd Floor New York, New York 10010 Telephone: (212) 849-7000 Facsimile: (212) 849-7100</p> <p>Charles K. Verhoeven <a href="mailto:charlesverhoeven@quinnemanuel.com">charlesverhoeven@quinnemanuel.com</a> David A. Perlson <a href="mailto:davidperlson@quinnemanuel.com">davidperlson@quinnemanuel.com</a> QUINN EMANUEL URQUHART &amp; SULLIVAN, LLP 50 California Street, 22nd Floor San Francisco, California 94111 Telephone: (415) 875-6600 Facsimile: (415) 875-6700</p>	<p><i>Of Counsel:</i></p> <p>Matthew D. Powers <a href="mailto:Matthew.Powers@tensegritylawgroup.com">Matthew.Powers@tensegritylawgroup.com</a> Steven Cherensky <a href="mailto:Steven.Cherensky@tensegritylawgroup.com">Steven.Cherensky@tensegritylawgroup.com</a> TENSEGRITY LAW GROUP LLP 201 Redwood Shores Parkway Redwood Shores, California 94065 Telephone: 650-802-6000 Facsimile: 650-802-6001</p> <p>Mark G. Davis <a href="mailto:mark.davis@weil.com">mark.davis@weil.com</a> WEIL, GOTSHAL &amp; MANGES LLP 1300 Eye Street, N.W., Suite 900 Washington, DC 20005 Telephone: (202) 682-7000 Facsimile: (202) 857-0940</p>

David A. Nelson  
[davenelson@quinnemanuel.com](mailto:davenelson@quinnemanuel.com)  
QUINN EMANUEL URQUHART  
& SULLIVAN, LLP  
500 West Madison Street, Suite 2450  
Chicago, Illinois 60661  
Telephone: (312) 705-7400  
Facsimile: (312) 705-7401

*Attorneys for Motorola Mobility, Inc. and  
Motorola Solutions, Inc.*

Robert T. Haslam  
[rhaslam@cov.com](mailto:rhaslam@cov.com)  
COVINGTON & BURLING LLP  
333 Twin Dolphin Drive, Suite 700  
Redwood Shores, California 94065  
Telephone: (650) 632-4700  
Facsimile: (650) 632-4800

Robert D. Fram  
[rfram@cov.com](mailto:rfram@cov.com)  
Christine Saunders Haskett  
[chaskett@cov.com](mailto:chaskett@cov.com)  
COVINGTON & BURLING LLP  
One Front Street  
San Francisco, California 94111  
Telephone: (415) 591-6000  
Facsimile: (415) 591-6091

*Attorneys for Apple Inc.*

## CERTIFICATE OF SERVICE

I hereby certify that on March 23, 2012, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or pro se parties identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

/s/ Edward M. Mullins  
Edward M. Mullins (Fla. Bar No. 863920)

### **SERVICE LIST**

*Motorola Mobility, Inc. v. Apple, Inc.*  
Case No.: 1:10-CV-23580-RNS/TEB  
United States District Court, Southern District of Florida

Christopher R.J. Pace  
[christopher.pace@weil.com](mailto:christopher.pace@weil.com)  
Edward Soto  
[edward.soto@weil.com](mailto:edward.soto@weil.com)  
Weil, Gotshal & Manges LLP  
1395 Brickell Avenue, Suite 1200  
Miami, Florida 33131  
Telephone: (305) 577-3100  
Facsimile: (305) 374-7159

Jill J. Ho\*  
[jill.ho@weil.com](mailto:jill.ho@weil.com)  
Anne M. Cappella\*  
[anne.cappella@weil.com](mailto:anne.cappella@weil.com)  
Brian C. Chang\*  
[brian.chang@weil.com](mailto:brian.chang@weil.com)  
Arjun Mehra\*  
[arjun.mehra@weil.com](mailto:arjun.mehra@weil.com)  
Jeremy Jason Lang\*  
[jason.lang@weil.com](mailto:jason.lang@weil.com)  
Weil, Gotshal & Manges, LLP

Samuel F. Ernst\*  
[sernst@cov.com](mailto:sernst@cov.com)  
Christine Saunders Haskett\*  
[chaskett@cov.com](mailto:chaskett@cov.com)  
Robert D. Fram\*  
[rfram@cov.com](mailto:rfram@cov.com)  
Chris Martiniak\*  
[cmartiniak@cov.com](mailto:cmartiniak@cov.com)  
Winslow B. Taub\*  
[wtaub@cov.com](mailto:wtaub@cov.com)  
R. Anthony Lopez\*  
[rlopez@cov.com](mailto:rlopez@cov.com)  
Covington & Burling LLP  
One Front Street  
San Francisco, California 94111-5356  
Telephone: (415) 591-6000  
Facsimile: (415) 591-6091  
  
Robert T. Haslam\*  
[rhaslam@cov.com](mailto:rhaslam@cov.com)  
Anupam Sharma\*

201 Redwood Shores Parkway  
Redwood Shores, California 94065-1134  
Telephone: (650) 802-3000  
Facsimile: (650) 802-3100

[asharma@cov.com](mailto:asharma@cov.com)  
Covington & Burling LLP  
333 Twin Dolphin Drive, Suite 700  
Redwood Shores, California 94065  
Telephone: (650) 632-4700  
Facsimile: (650) 632-4800

Mark G. Davis\*  
[Mark.davis@weil.com](mailto:Mark.davis@weil.com)  
Weil, Gotshal & Manges LLP  
1300 Eye Street, NW, Suite 900  
Washington, DC 20005  
Telephone: (202) 682-7000  
Facsimile: (202) 857-0940

Elena M. DiMuzio\*  
[edimuzio@cov.com](mailto:edimuzio@cov.com)  
Covington & Burling LLP  
One Front Street  
San Francisco, California 94111  
Telephone: (415) 591-6000  
Facsimile: (415) 591-6091

Christopher K. Eppich\*  
[ceppich@cov.com](mailto:ceppich@cov.com)  
Covington & Burling LLP  
9191 Towne Centre Drive, 6<sup>th</sup> Floor  
San Diego, California 92122  
Telephone: (858) 678-1800  
Facsimile: (858) 678-1600

Matthew D. Powers\*  
[matthew.powers@tensegritylawgroup.com](mailto:matthew.powers@tensegritylawgroup.com)  
Steven S. Cherensky\*  
[steven.cherensky@tensegritylawgroup.com](mailto:steven.cherensky@tensegritylawgroup.com)  
Azra Hadzimehmedovic  
[azra@tensegritylawgroup.com](mailto:azra@tensegritylawgroup.com)  
Tensegrity Law Group LLP  
201 Redwood Shores Parkway, Suite 401  
Redwood Shores, California  
Telephone: (650) 802-6000  
Facsimile: (650) 802-6001

*\*Admitted pro hac vice*  
Electronically served via CM/ECF