

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

COLBY B. SPRINGER  
Admitted *pro hac vice*  
[cspringer@polsinelli.com](mailto:cspringer@polsinelli.com)  
**POLSINELLI LLP**  
Three Embarcadero Center, Suite 1350  
San Francisco, CA 94111  
Telephone: (415) 248-2118  
Fax: (415) 248-2101

JONATHAN W. FOUNTAIN  
Nevada Bar No. 10351  
[jfountain@lrrc.com](mailto:jfountain@lrrc.com)  
**LEWIS ROCA ROTHGERBER CHRISTIE LLP**  
3993 Howard Hughes Parkway, Suite 600  
Las Vegas, NV 89169  
Telephone: (702) 949-8200  
Fax: (702) 949-8398

Attorneys for Plaintiff  
Bravo Company USA, Inc.

WILLIAM B. NASH  
Admitted *pro hac vice*  
[bill.nash@haynesboone.com](mailto:bill.nash@haynesboone.com)  
**HAYNES AND BOONE, LLP**  
2323 Victory Avenue, Suite 700  
Dallas, Texas 75219  
Telephone: (214) 651-5000  
Fax: (214) 651-5940

JASON W. WHITNEY  
Admitted *pro hac vice*  
[jason.whitney@haynesboone.com](mailto:jason.whitney@haynesboone.com)  
**HAYNES AND BOONE, LLP**  
112 E. Pecan Street, Suite 1200  
San Antonio, Texas 78205  
Telephone: (210) 978-7000  
Fax: (210) 978-7450

DONALD J. CAMPBELL  
Nevada Bar No. 1216  
[djc@cwlawlv.com](mailto:djc@cwlawlv.com)  
J. COLBY WILLIAMS  
Nevada Bar No. 5549  
[jcw@cwlawlv.com](mailto:jcw@cwlawlv.com)  
**CAMPBELL & WILLIAMS**  
700 South Seventh Street  
[jcw@cwlawlv.com](mailto:jcw@cwlawlv.com)  
Las Vegas, Nevada 89101  
Telephone: (702) 382-5222  
Fax: (702) 382-0540

Attorneys for Defendant  
Martin J. Bordson

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

Bravo Company USA, Inc., a Wisconsin  
corporation,  
  
Plaintiff,  
  
vs.  
  
Martin J. Bordson, an individual,  
  
Defendant.

Case No. 2:14-cv-00387-RCJ-GWF  
**STIPULATION TO AMEND  
SCHEDULING ORDER**  
  
**(First Request)**

Bravo Company USA, Inc. (“Plaintiff”) and Defendant Martin J. Bordson (“Defendant”)  
(together, the “Parties”), submit the following:

1           1.       Rule 16.1-3 of the Local Rules of Practice for Patent Cases before the United States  
 2 District Court for the District of Nevada (the “Local Patent Rules”) provides for the submission of  
 3 proposed modifications to the obligations and deadlines imposed by the Court’s Local Patent  
 4 Rules.

5           2.       On June 17, 2015, the Court entered the Parties’ Renewed Discovery Plan and  
 6 Scheduling Order (Doc. 54) (the “Scheduling Order”).

7           3.       The Scheduling Order set forth the following dates and deadlines:

<b>Event</b>	<b>Deadline</b>
Initial Rule 26(a)(1)(A) Disclosures	June 25, 2015
Plaintiff’s LR 16.1-11/16.1-8 Non-Infringement, Invalidity, and Unenforceability Contentions and LR 16.1-9 document production	60 days after issuance of Discovery Plan and Scheduling Order  August 16, 2015
Defendant’s LR 16.1-11 responses to Plaintiff’s initial Non-Infringement, Invalidity, and Unenforceability Contentions, LR 16.1-6 Disclosure of Asserted Claims and Infringement Contentions, and LR 16.1-7 document production	90 days from service of Plaintiff’s LR 16.1-11/16.1-8 Non-Infringement, Invalidity, and Unenforceability Contentions and LR 16.1-9 document production  November 14, 2015
Pre-Claim Construction Settlement Conference	30 days after submission of all disclosures and responses required under LR 16.1-6 through 16.1-12  December 14, 2015
Exchange of Proposed Terms for Construction	180 days after issuance of Discovery Plan and Scheduling Order  December 14, 2015
Exchange of Preliminary Claim Constructions and Supporting Extrinsic Evidence	30 days after exchange of Proposed Terms for Construction  January 13, 2016
Joint Claim Construction and Prehearing Statement	45 days after exchange of Proposed Terms for Construction  <b>January 28, 2016</b>

Parties Submit <i>Markman</i> Tutorials	15 days after filing of Joint Claim Construction and Prehearing Statement <b>February 12, 2016</b>
Opening Claim Construction Briefs from all Parties	30 days after filing of Joint Claim Construction and Prehearing Statement <b>February 27, 2016</b>
Responsive Claim Construction Briefs from all Parties	14 days after filing of Opening Claim Construction Briefs <b>March 12, 2016</b>
Reply Claim Construction Briefing	7 days after filing of Responsive Claim Construction Briefs <b>March 19, 2016</b>
Claim Construction Hearing	Court's convenience
Entry of <i>Markman</i> order	Court's convenience
Post-Claim Construction Settlement Conference	30 days after entry of <i>Markman</i> Order
Initial expert disclosures	60 days after entry of <i>Markman</i> Order
Rebuttal expert disclosures	30 days after entry of <i>Markman</i> Order
Completion of Expert Discovery	15 days after service of rebuttal expert reports
Dispositive Motions	45 days after expert discovery
Amending the Pleadings and Adding Parties	90 days before close of discovery
Pre-Trial Order	30 days after decision on last pending dispositive motion
Pre-trial Settlement Conference	30 days after filing of the Pre-Trial Order

4. The Parties wish to extend the remaining deadlines by 12 days as follows:

<b>Event</b>	<b>Deadline</b>
Joint Claim Construction and Prehearing Statement	<b>February 9, 2016</b>
Parties Submit <i>Markman</i> Tutorials	15 days after filing of Joint Claim Construction and Prehearing Statement <b>February 24, 2016</b>
Opening Claim Construction Briefs from all Parties	30 days after filing of Joint Claim Construction and Prehearing Statement

	<b>March 10, 2016</b>
Responsive Claim Construction Briefs from all Parties	14 days after filing of Opening Claim Construction Briefs  <b>March 24, 2016</b>
Reply Claim Construction Briefing	7 days after filing of Responsive Claim Construction Briefs  <b>March 31, 2016</b>
Claim Construction Hearing	Court's convenience
Entry of <i>Markman</i> order	Court's convenience
Post-Claim Construction Settlement Conference	30 days after entry of <i>Markman</i> Order
Initial expert disclosures	60 days after entry of <i>Markman</i> Order
Rebuttal expert disclosures	30 days after entry of <i>Markman</i> Order
Completion of Expert Discovery	15 days after service of rebuttal expert reports
Dispositive Motions	45 days after expert discovery
Amending the Pleadings and Adding Parties	90 days before close of discovery
Pre-Trial Order	30 days after decision on last pending dispositive motion
Pre-trial Settlement Conference	30 days after filing of the Pre-Trial Order

5. Good cause exists for the requested extension because the parties are continuing to engage in the meet and confer process as it pertains to the stipulated construction of certain terms. The parties have already agreed that the construction of five identified terms is not required and are hopeful that they may reduce the number of terms requiring construction even further thereby greatly simplifying the requisite briefing by and between the parties and the resources that might otherwise be required of the Court.

**IT IS SO AGREED AND STIPULATED:**

Dated: January 28, 2016

Respectfully submitted,

**LEWIS ROCA ROTHGERBER CHRISTIE LLP**

**HAYNES AND BOONE, LLP**

By: /s/ Jonathan W. Fountain  
Jonathan W. Fountain  
[jfountain@lrrc.com](mailto:jfountain@lrrc.com)  
3993 Howard Hughes Parkway, Suite 600  
Las Vegas, NV 89169-5996  
Telephone: (702) 949-8200  
Fax: (702) 949-8398

By: /s/ William B. Nash  
William B. Nash  
2323 Victory Avenue, Suite 700  
Dallas, Texas 75219  
Telephone: (214) 651-5000  
Fax: (214) 651-5940  
Email: [bill.nash@haynesboone.com](mailto:bill.nash@haynesboone.com)  
Admitted *pro hac vice*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**POLSINELLI LLP**  
Colby B. Springer  
[cspringer@polsinelli.com](mailto:cspringer@polsinelli.com)  
Three Embarcadero Center, Suite 1350  
San Francisco, CA 94111  
Telephone: (415) 248-2118  
Fax: (415) 248-2101  
Admitted *pro hac vice*

Attorneys for Plaintiff  
Bravo Company USA, Inc.

Jason W. Whitney  
112 E. Pecan Street, Suite 1200  
San Antonio, Texas 78205  
Telephone: (210) 978-7000  
Fax: (210) 978-7450  
Email: [jason.whitney@haynesboone.com](mailto:jason.whitney@haynesboone.com)  
Admitted *pro hac vice*

**CAMPBELL & WILLIAMS**  
Donald J. Campbell  
[djc@campbellandwilliams.com](mailto:djc@campbellandwilliams.com)  
J. Colby Williams  
[jcw@campbellandwilliams.com](mailto:jcw@campbellandwilliams.com)  
Phillip R. Erwin  
[perwin@campbellandwilliams.com](mailto:perwin@campbellandwilliams.com)  
700 S. 7th Street  
Las Vegas, NV 89101  
Telephone: (702) 382-5222  
Fax: (702) 382-0540

Attorneys or Defendant  
Martin J. Bordson

**IT IS SO ORDERED:**

  
UNITED STATES MAGISTRATE JUDGE

DATED: January 29, 2016