

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

WI-LAN INC.,	§	
	§	
Plaintiff,	§	
	§	
v.	§	Civil Action No. 6:10-cv-521-LED
	§	
ALCATEL-LUCENT USA INC.; <i>et al.</i>	§	JURY TRIAL DEMANDED
	§	
Defendants.	§	
	§	

UNOPPOSED MOTION TO AMEND DOCKET CONTROL ORDER

Defendant Alcatel-Lucent USA Inc. (“Alcatel-Lucent”) hereby files its Unopposed Motion to Amend Docket Control Order. Plaintiff Wi-LAN Inc. (“Wi-LAN”) does not oppose this motion.

Alcatel-Lucent and Wi-LAN have jointly agreed to amend the Docket Control Order (Dkt. No. 99, as amended by Dkt. Nos. 216, 226, 232, 238, and 242) to extend the date for Alcatel-Lucent’s responsive expert report(s) concerning damages to November 9, 2012. Alcatel-Lucent and Wi-LAN have further agreed to extend the date for the deposition of Alcatel-Lucent’s damages expert(s) to December 7, 2012, subject to witness availability.

The proposed modifications are necessary to allow sufficient time for completion of expert reports in light of issues and delays caused by the recent hurricane in the northeast and to permit completion of expert discovery following service of expert reports. With the exception of the dates above, all other dates currently specified by the Docket Control Order would remain unchanged, with the relevant pre-trial and trial dates unaffected. Accordingly, Alcatel-Lucent respectfully requests that the Court enter the attached proposed Order effecting the above modifications.

Dated: November 1, 2012

Respectfully submitted,

/s/ Ajeet Pai (with permission)

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CERTIFICATE OF CONFERENCE

I hereby certify that on November 1, 2012, counsel for Alcatel-Lucent conferred with Ajeet Pai, counsel for Plaintiff, regarding this motion. Counsel for Plaintiff stated that Plaintiff does not oppose the motion.

/s/ Akshay S. Deoras

Akshay S. Deoras

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this the 1st day of November, 2012. Any other counsel of record will be served by first class U.S. mail on this same date.

/s/ Akshay S. Deoras

Akshay S. Deoras

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	§	
Defendants.	§	
	§	

**ORDER GRANTING UNOPPOSED MOTION
TO AMEND DOCKET CONTROL ORDER**

Before the Court is the Unopposed Motion to Amend Docket Control Order. Having considered the Motion and for good cause appearing, the Court is of the opinion that the Motion should be granted. It is therefore ORDERED that the Docket Control Order (Dkt. No. 99, as amended by Dkt. Nos. 216, 226, 232, 238, and 242) is further amended as follows: (1) Alcatel-Lucent shall have until November 9, 2012, to serve its responsive expert report(s) concerning damages and (2) Wi-LAN shall have until December 7, 2012, for the deposition of Alcatel-Lucent's damages expert(s), subject to witness availability.