

UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of

**CERTAIN WAFER-LEVEL PACKAGING
SEMICONDUCTOR DEVICES AND
PRODUCTS CONTAINING SAME
(INCLUDING CELLULAR PHONES,
TABLETS, LAPTOPS, AND NOTEBOOKS)
AND COMPONENTS THEREOF**

Inv. No. 337-TA-1080

ORDER NO. 5: SETTING THE PROCEDURAL SCHEDULE

(December 12, 2017)

On December 1, 2017, Complainant Tessera Advanced Technologies, Inc. (“Tessera”) and Respondents Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung Semiconductor, Inc. (collectively, “Samsung”) submitted their joint proposal for a procedural schedule.

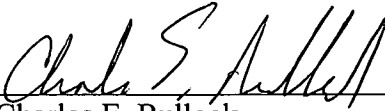
Based on a review of the parties’ submission the undersigned hereby adopts the following procedural schedule:

Event	Due Date
Exchange list of claim terms to be construed	January 12, 2018
File identification of expert witnesses, including their expertise and curriculum vitae	January 12, 2018
First settlement conference	No later than January 19, 2018
Exchange of proposed claim constructions	January 26, 2018
Submission of first settlement conference joint report	February 2, 2018
Meet and confer to discuss and limit number of disputed claim terms	February 12, 2018
File notice of prior art	March 9, 2018
File tentative lists of witnesses a party will call to testify at the hearing, with an identification of each witness’ relationship to the party	February 15, 2018

Event	Due Date
Initial <i>Markman</i> briefs	February 20, 2018
Initial deadline for responses to contention interrogatories for which the responding party bears the burden	March 2, 2018
Rebuttal <i>Markman</i> briefs	March 6, 2018
Submission of joint proposed claim construction chart	March 13, 2018
Initial deadline for responses to contention interrogatories on issues for which the responding party does not bear the burden of proof	March 16, 2018
Joint Tutorial and <i>Markman</i> hearing	March 20, 2018
Second settlement conference	No later than March 21, 2018
Submission of updated joint proposed claim construction chart	March 28, 2018
Submission of second settlement conference joint report	March 30, 2018
Cut-off date for supplements to contention interrogatories on issues for which the responding party bears the burden of proof	April 19, 2018
Cut-off date for supplements to contention interrogatories on issues for which the responding party does not bear the burden of proof	April 23, 2018
Fact discovery cut-off and completion	April 30, 2018
Deadlines for motions to compel fact discovery	May 4, 2018
Exchange of initial expert reports (identify tests/surveys/data)	May 7, 2018
Exchange of rebuttal expert reports	May 21, 2018
Deadline for filing motions for summary determination	May 25, 2018
Expert discovery cut-off and completion	June 1, 2018
Deadline for motions to compel expert discovery	June 4, 2018
Exchange of exhibit lists among the parties	June 7, 2018
Submit and serve direct exhibits (including witness statements), with physical exhibits available	June 14, 2018
Attendance at one-day mediation session	No later than June 21, 2018
File objections to direct exhibits (including witness statements)	June 21, 2018
Submission of joint report on mediation	June 25, 2018
Submit and serve rebuttal exhibits (including witness statements), with rebuttal physical exhibits available	June 29, 2018
File objections to rebuttal exhibits (including witness statements)	July 5, 2018

Event	Due Date
File responses to objections to rebuttal exhibits (including witness statements)	July 9, 2018
File requests for receipt of evidence without a sponsoring witness	July 9, 2018
File responses to objections to direct exhibits (including witness statements)	July 10, 2018
File pre-hearing statements and briefs	July 11, 2018
Deadline to file motions <i>in limine</i>	July 16, 2018
File high priority objections statement	July 16, 2018
File responses to requests for receipt of evidence without a sponsoring witness	July 16, 2018
File responses to motions <i>in limine</i>	July 20, 2018
File responses to high priority objections statement	July 20, 2018
Submission of joint report on mediation	July 25, 2018
Pre-hearing conference ¹	July 30, 2018
Hearing ²	July 30, 2018 - August 3, 2018
File initial post-hearing briefs and final exhibit lists	August 17, 2018
File reply post-hearing briefs	August 31, 2018
Initial Determination	November 2, 2018
Target Date for completion of investigation	March 3, 2019

SO ORDERED.


 Charles E. Bullock
 Chief Administrative Law Judge

¹ The parties are directed to meet and confer prior to the prehearing conference in an attempt to resolve any outstanding pre-trial motions, high priority objections, and any other contested issues concerning the trial.

² The parties will be informed of the location of the hearing at a later date.

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PUBLIC CERTIFICATE OF SERVICE

I, Lisa R. Barton, hereby certify that the attached **ORDER 5** has been served upon the following parties as indicated, on **December 12, 2017**.



Lisa R. Barton, Secretary
U.S. International Trade Commission
500 E Street, SW, Room 112
Washington, DC 20436

On Behalf of Complainant Tessera Advanced Technologies, Inc.:

Bert C. Reiser, Esq.
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Washington, DC 20004

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: _____

On Behalf of Respondents Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung Semiconductor, Inc.:

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O'MELVENY & MYERS LLP
1625 Eye Street, NW
Washington, DC 20006

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: _____