

UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of

CERTAIN BLOOD CHOLESTEROL TEST
STRIPS AND ASSOCIATED SYSTEMS
CONTAINING SAME

Inv. No. 337-TA-969

ORDER No. 6: SETTING PROCEDURAL SCHEDULE

(November 25, 2015)

In accordance with the parties' proposed procedural schedule, submitted in response to Order No. 3, and with the Case Management Conference held on November 23, 2015, I hereby adopt the Procedural Schedule set forth in Appendix A as the procedural schedule in this Investigation. As stated during the Case Management Conference, all witness testimony shall be made via live testimony in lieu of witness statements, subject to Ground Rule 14.3 as amended in Order No. 5. The hearing is extended until Tuesday, July 19, 2016 to provide additional time for the live testimony.¹

SO ORDERED.



Thomas B. Pender
Administrative Law Judge

¹ If the parties believe that additional hearing time is necessary, they shall jointly move for such relief on or before the Friday, June 3, 2016 deadline for close of expert discovery.

APPENDIX A

PROCEDURAL SCHEDULE, CASE NO. 337-TA-969	
Event	Date
Initial Case Management Conference	Monday, November 23, 2015
Deadline for Propounding Ground Rule 6.2 Interrogatories	Friday, December 4, 2015
Deadline for Ground Rule 7.1 Disclosure of Priority Dates and Dates of Conception/Reduction to Practice	Friday, January 8, 2016
File identification of expert witnesses, including their expertise and curriculum vitae	Friday, January 15, 2016
Exchange list of claim terms for construction	Friday, January 15, 2016
Exchange proposed claim constructions	Friday, January 22, 2016
File joint claim construction chart	Friday, January 29, 2016
Deadline for Ground Rule 7.2 Disclosure of Products	Friday, February 5, 2016
Deadline for Ground Rule 7.3 Disclosure of Domestic Industry Contentions	Friday, February 5, 2016
First settlement conference	Friday, February 5, 2016
Submit first settlement conference joint report	Friday, February 12, 2016
File initial claim construction briefs	Friday, February 19, 2016
File reply claim construction briefs	Friday, March 4, 2016
Deadline for Ground Rule 7.4 Disclosure of Infringement Contentions	Friday, March 11, 2016
Deadline for Ground Rule 7.5 Disclosure of Invalidity Contentions	Friday, March 11, 2016
Technology Tutorial	Monday, March 21, 2016
Markman Hearing	Monday, March 21, 2016 through Tuesday, March 22, 2016
Issue Order Construing Terms (*tentative date*)	Friday, April 22, 2016
Fact discovery cutoff and completion	Friday, April 22, 2016

PROCEDURAL SCHEDULE, CASE NO. 337-TA-969

Event	Date
Serve initial expert reports	Friday, May 6, 2016
Second settlement conference	Friday, May 6, 2016
Deadline for filing summary determination motions	Friday, May 10, 2016
Submit second settlement conference joint report	Friday, May 13, 2016
Serve rebuttal expert reports	Friday, May 20, 2016
Serve proposed exhibit lists	Friday, May 27, 2016
Serve proposed direct exhibits with available proposed physical and demonstrative exhibits	Tuesday, May 31, 2016
Expert discovery cutoff and completion	Friday, June 3, 2016
Serve proposed rebuttal exhibits, with available proposed rebuttal physical and demonstrative exhibits	Tuesday, June 7, 2016
File objections to proposed direct exhibits	Wednesday, June 8, 2016
File responses to objections to proposed direct exhibits	Friday, June 10, 2016
File pre-hearing statements and briefs	Friday, June 10, 2016
Submit on electronic media proposed direct and proposed rebuttal exhibits with available proposed direct and proposed rebuttal physical and demonstrative exhibits	Friday, June 10, 2016
Third settlement conference	Friday, June 10, 2016
File requests for receipt of evidence without a witness	Monday, June 13, 2016
Submit third settlement conference joint report	Friday, June 17, 2016
Deadline for filing motions <i>in limine</i>	Friday, June 17, 2016
File objections to proposed rebuttal exhibits	Friday, June 17, 2016
File responses to objections to proposed rebuttal exhibits	Monday, June 20, 2016
File responses to motions <i>in limine</i>	Friday, June 24, 2016

PROCEDURAL SCHEDULE, CASE NO. 337-TA-969

Event	Date
Pre-hearing conference	Friday, July 8, 2016
Hearing	Monday, July 11, 2016 through Tuesday, July 19, 2016
File initial post-hearing briefs and final exhibit lists	Friday, August 5, 2016
Submit final direct and rebuttal exhibits with direct and rebuttal physical and demonstrative exhibits	Friday, August 5, 2016
File responsive post-hearing briefs	Friday, August 19, 2016
File reply post-hearing briefs	Friday, August 26, 2016
Initial Determination Due	Thursday, November 3, 2016
Target date for completion of investigation	Friday, March 3, 2017

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TEST STRIPS AND ASSOCIATED SYSTEMS CONTAINING SAME**

337-TA-969

CERTIFICATE OF SERVICE

I, Lisa R. Barton, hereby certify that the attached **PUBLIC ORDER NO. 06** has been served upon the **Commission Investigative Attorney, Jeffrey Hsu.**, and the following parties as indicated on NOV 25 2015.



Lisa R. Barton, Secretary
U.S. International Trade Commission
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