

**UNITED STATES INTERNATIONAL TRADE COMMISSION**

**Washington, D.C.**

**In the Matter of**

**CERTAIN HEIGHT-ADJUSTABLE DESK  
PLATFORMS AND COMPONENTS THEREOF**

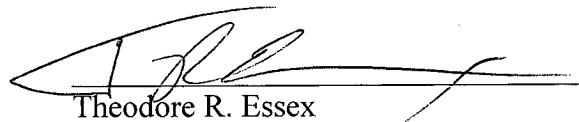
**INV. NO. 337-TA-1054**

**ORDER NO. 6:      SETTING PROCEDURAL SCHEDULE**

(June 22, 2017)

Pursuant to Order No. 3, the parties have submitted a proposed procedural schedule. The procedural schedule in this investigation shall be controlled by the schedule set forth in Attachment A.

**SO ORDERED.**

  
Theodore R. Essex  
Administrative Law Judge

# **ATTACHMENT A**

<b>Procedure</b>	<b>Parties Joint Proposal</b>
File disclosure of priority date/conception and reduction to practice date	Thursday, July 6, 2017
File Notice of Prior Art	Thursday, July 13, 2017
First Settlement Conference	Friday, July 14, 2017
Submission of First Settlement Conference joint report	Wednesday, July 19, 2017
File identification of expert witnesses, including their expertise and curriculum vitae	Thursday, July 20, 2017
Deadline for initial contentions on issues upon which a party bears the burden of proof	Thursday, August 3, 2017
Deadline for initial contentions on issues upon which a party does not bear the burden of proof	Thursday, August 17, 2017
File tentative list of witnesses a party will call to testify at the hearing, with an identification of each witness' relationship to the party	Thursday, September 7, 2017
Fact Discovery cutoff and completion	Thursday, October 12, 2017
Deadline for motions to compel fact discovery	Wednesday, October 18, 2017
Second Settlement Conference	On or before Thursday, October 19, 2017
Submission of Second Settlement Conference joint report	Wednesday, October 25, 2017
Exchange of initial expert reports (identify tests/surveys/data)	Thursday, October 26, 2017
Exchange of rebuttal expert reports	Thursday, November 9, 2017
Expert discovery cutoff and completion	Thursday, November 16, 2017
Deadline for final contentions on issues upon which a party bears the burden of proof	Tuesday, November 21, 2017

Procedure	Parties Joint Proposal
Deadline for final contentions on issues upon which a party does not bear the burden of proof	Tuesday, November 28, 2017
Exchange of exhibit lists among the parties	Monday, December 4, 2017
Submit and serve direct exhibits (including witness statements), with physical and demonstrative exhibits available	Wednesday, December 6, 2017
Deadline for filing summary determination motions	Thursday, December 7, 2017
<del>File objections to direct exhibits (including witness statements)<sup>1</sup></del>	<del>Subject to the Parties' recommendation to forego this deadline, Thursday, December 14, 2017</del>
Third settlement conference	On or before Friday, December 15, 2017
Submit and serve rebuttal exhibits (including witness statements), with rebuttal physical and demonstrative exhibits available	Tuesday, December 19, 2017
File requests for receipt of evidence without a witness	Tuesday, December 19, 2017
<del>File response to objections to direct exhibits (including witness statements)</del>	<del>Subject to the Parties' recommendation to forego this deadline, Thursday, December 21, 2017</del>
Submission of third settlement conference joint report	Thursday, December 21, 2017
<del>File objections to rebuttal exhibits (including witness statements)</del>	<del>Subject to the Parties' recommendation to forego this deadline, Thursday, January 4, 2018</del>
<del>File responses to objections to rebuttal exhibits (including witness statements)</del>	<del>Subject to the Parties' recommendation to forego</del>

<sup>1</sup> The Parties respectfully seek to forego filing and serving specific objections to direct and rebuttal exhibits (and responses thereto). Without waiving their right to object, the parties believe that the submission of high priority objections and motions *in limine*, both of which are provided for in the Procedural Schedule, will be a more efficient and streamlined process for addressing any objections the Parties may have. Should the ALJ believe these dates are necessary, however, the Parties have proposed dates for the objections and responses as required by the Ground Rules.

Procedure	Parties Joint Proposal
	<del>this deadline, Thursday, January 11, 2018</del>
File Pre-hearing statements and briefs	Thursday, January 11, 2018
File high priority objection statement	Tuesday, January 16, 2018
Deadline for motions <i>in limine</i>	Tuesday, January 16, 2018
File response to high priority objections statements	Friday, January 26, 2018
File responses to motions <i>in limine</i>	Friday, January 26, 2018
Submission of declarations justifying confidentiality of exhibits	Friday, February 2, 2018
Pre-hearing conference	Monday, February 5, 2018 at 9:00 AM
Tutorial on technology (if necessary)	Monday, February 5, 2018
Hearing	Monday, February 5 to Friday, February, 9, 2018
File initial post-trial briefs and final exhibit lists	<del>Friday</del> Tuesday, February 27, 2018
File reply post-trial briefs	<del>Friday</del> Tuesday, March 13, 2018
Initial Determination due	Friday, May 4, 2018
Target date for completion of investigation	Tuesday, September 4, 2018

**PUBLIC CERTIFICATE OF SERVICE**

I, Lisa R. Barton, hereby certify that the attached **ORDER NO. 6** has been served upon the following parties as indicated, on **June 22, 2017**.



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

**On Behalf of Complainants Varidesk LLC:**

Adam R. Hess, Esq.  
**VENABLE LLP**  
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**On Behalf of Respondents Ningbo Loctek Visual Technology Corporation, Zhejiang Loctek Smart Drive Technology Co., Ltd., and Loctek Inc.**

Patrick J. McCarthy, Esq.  
**GREENBERG TRAURIG, LLP**  
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**Respondents:**

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**CERTAIN HEIGHT-ADJUSTABLE DESK  
PLATFORMS AND COMPONENTS THEREOF**

**Inv. No. 337-TA-1054**

Certificate of Service – Page 2

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