

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

MASIMO CORPORATION,  
Plaintiff,  
v.  
SOTERA WIRELESS; HON HAI  
PRECISION INDUSTRY CO., LTD.,  
Defendants.

Case No.: 19cv1100-BAS (NLS)

**ORDER GRANTING JOINT  
MOTION TO MODIFY CASE  
MANAGEMENT ORDER**

**[ECF NO. 42]**

Before the Court is the parties' joint motion to extend certain deadlines in their case management order. ECF No. 42. The parties represent that, in light of the current Covid-19 pandemic and the state's stay at home orders, they have not been able to conduct the in-person review of source code, as required by the protective order. *Id.* at 1. Accordingly, they request an extension to various deadlines related to their claim construction, infringement contention, and invalidity contention deadlines. *Id.* The parties do not request an extension to further deadlines, and indicate that if they remain unable to conduct in-person source code review before June 5, 2020, they will explore other options. *Id.* at 1-2.

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For good cause shown, the Court **GRANTS** the motion. The following deadlines are extended below as shown:

Case Event	Current Deadline	New Deadline
Exchange Responsive Claim Constructions pursuant to Patent L.R. 4.1(c) and identify extrinsic evidence as required by Patent L.R. 4.1(d)	April 17, 2020	July 24, 2020
Complete and file Joint Claim Construction Statement	May 1, 2020	August 10, 2020
Amended Infringement Contentions pursuant to Patent L.R. 3.6(a)	May 1, 2020	August 10, 2020
Discovery deadline for Claim Construction Hearing pursuant to Patent L.R. 4.3	May 29, 2020	September 8, 2020
Amended Invalidity Contentions pursuant to Patent L.R. 3.6(b)	May 29, 2020	September 8, 2020
Opening Claim Construction Briefs pursuant to Patent L.R. 4.4(a)	June 12, 2020	September 22, 2020
Responsive Claim Construction Briefs pursuant to Patent L.R. 4.4(b)	June 26, 2020	October 6, 2020
Claim Construction hearing and tutorial pursuant to Patent L.R. 4.5	July 28, 2020 at 10:00 a.m.	November 3, 2020 at 10:00 a.m.

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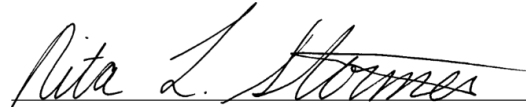
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1 The remainder of the deadlines as set in the Court's December 9, 2019 Case  
2 Management Order Regulating Discovery and Other Pretrial Proceedings (ECF No. 41)  
3 shall remain as previously set.

4 **IT IS SO ORDERED.**

5 Dated: April 29, 2020

A handwritten signature in cursive script, reading "Nita L. Stormes", written over a horizontal line.

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7 Hon. Nita L. Stormes  
8 United States Magistrate Judge  
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