

**From:** Joshua Yi <Joshua\_Yi@txwd.uscourts.gov>  
**Sent:** Wednesday, August 5, 2020 3:01 AM  
**To:** Steven R. Daniels; Mark Mann  
**Cc:** andrea@wsfirm.com; wh\_wsfirm.com; Eric Huang; Blake Thompson; John McKee; Kevin Johnson; ogiziojnovic@quinnemanuel.com; kjones@tklg-llp.com; Eric Findlay; ckaufman@tklg-llp.com; ktseng@tklg-llp.com  
**Subject:** RE: EXTERNAL: RE: Nippon Telegraph and Telephone Corporation CMC

[EXTERNAL EMAIL]

Counsel,

The Court will set the Markman hearing for January 28 at 1:30PM. Also, the Court has started a new practice of setting the estimated trial date at the CMC. Given the number of patents, the Court will set the trial date for January 10, 2022. To the extent that the parties would like to move the trial date (to an earlier or later date), please feel free to raise that at the Markman hearing. Thanks.

-Josh

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**From:** Steven R. Daniels <SDaniels@dickinson-wright.com>  
**Sent:** Tuesday, August 4, 2020 3:21 PM  
**To:** Mark Mann <mark@themannfirm.com>  
**Cc:** Joshua Yi <Joshua\_Yi@txwd.uscourts.gov>; andrea@wsfirm.com; wh\_wsfirm.com <wh@wsfirm.com>; erichuang@quinnemanuel.com; Blake Thompson <blake@themannfirm.com>; johnmckee@quinnemanuel.com; kevinjohnson@quinnemanuel.com; ogiziojnovic@quinnemanuel.com; kjones@tklg-llp.com; Eric Findlay <efindlay@findlaycraft.com>; ckaufman@tklg-llp.com; ktseng@tklg-llp.com  
**Subject:** Re: EXTERNAL: RE: Nippon Telegraph and Telephone Corporation CMC

That date works for Plaintiffs and Acer and TI have indicated they are available on the 28th as well. Plaintiffs would prefer the morning slot if still available.

Thank you,  
Steve

On Aug 4, 2020, at 2:51 PM, Mark Mann <[mark@themannfirm.com](mailto:mark@themannfirm.com)> wrote:

Josh,  
The 28<sup>th</sup> works best for Mediatek. A half day is sufficient. The other two dates pose a problem with scheduling so we would request January 28<sup>th</sup> if possible.

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**From:** Joshua Yi <[Joshua\\_Yi@txwd.uscourts.gov](mailto:Joshua_Yi@txwd.uscourts.gov)>

**Sent:** Tuesday, August 4, 2020 2:24 AM

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**Subject:** Nippon Telegraph and Telephone Corporation CMC

Counsel,

By way of introduction, I am Judge Albright's patent clerk.

A couple of notes regarding the telephonic Case Management Conference on August 7 for these cases:

1. Please be aware that there are several telephonic CMCs going on back-to-back that day. So to prevent interrupting the previous CMC, please wait until your case is announced before speaking.
2. The Court believes that a 0.5 day Markman may be appropriate. If you believe that you need more time, please let me know ASAP.
3. The Court has a few open half days around the default date specified in the Order Governing Proceedings (January 15): 1/21 (AM or PM), 1/28 (AM or PM), or 1/29 (AM or PM). Please confer with the other side and e-mail me the date that the parties agree to. Please let me know ASAP as the Court will reserve these dates on a first-come, first-served basis. Please also note that the Court is now double-booking Markman dates given that a significant percentage of Markman hearings are canceled based on a dismissal/settlement.
4. Attached is the Court's Procedures Regarding Technology Tutorials, Claim Construction, and Discovery Disputes.

5. If you have post-Markman issues to discuss, please let me know so the Court can determine if we need to address that issue at the CMC or if it can wait until Markman. If you have pre-Markman issues to discuss, please let me know what they are after conferring with the other side.
6. Please note that although the Court has currently scheduled several CMCs to begin at 9AM, I will follow-up with the specific call-in time for this case once I estimate how much time each CMC needs.
7. If there are no pre-Markman issues and the parties agree to a Markman date, then there is no need to have this CMC, so the Court will cancel it. Similarly, if I don't hear from you, I will assume that there are no issues to discuss, pick a Markman date, and cancel the CMC.

If you have any questions, please let me know. Thanks.

-Josh

**Joshua J. Yi, Ph.D.**

Law Clerk to the Honorable Alan D Albright

United States District Court

Western District of Texas

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