IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 12-cv-02640-REB-KMT
(consolidated with Civil Action No. 13-cv-02976-REB-KMT)

WYERS PRODUCTS GROUP, INC. et al.,

Plaintiffs,

v.

CEQUENT PERFORMANCE PRODUCTS, INC.,

Defendant.

JOINT MOTION TO SET PATENT DISCLOSURE AND *MARKMAN* DEADLINES FOR '686 PATENT

Wyers Products Group, Inc., Philip W. Wyers (collectively, "Wyers"), and Cequent Performance Products, Inc. ("Cequent") jointly move the Court to enter patent disclosure and *Markman* briefing deadlines for U.S. Patent No. 6,722,686 ("the '686 patent").

This Court has set a *Markman* schedule and patent disclosure deadlines for the '121 and '115 patents that Wyers asserts against Cequent. (*See generally* Scheduling Order [#74].) On November 4, 2013, the Court consolidated this case with Case No. 13-cv-02976-REB-KMT. In the latter case, Cequent asserts its '686 patent against Wyers. Since no deadlines have been set for the '686 patent, the parties now request that the Court set a *Markman* briefing schedule and patent disclosure deadlines for the '686 patent as follows:

Event	***Deadline***
Cequent's Infringement Contentions	November 21, 2013
Joint Claim Construction Statement	December 9, 2013
Wyers' Non-Infringement Contentions	December 20, 2013
Cequent's Opening *Markman* Brief	January 15, 2014
Wyers' Response *Markman* Brief	January 29, 2014
Wyers' Invalidity Contentions	February 4, 2014
Cequent's Reply *Markman* Brief	February 10, 2014
Markman Hearing	February 21, 2014

Importantly, this proposed schedule has the parties completing their *Markman* briefing on the '686 patent before the Court's February 21, 2014 *Markman* Hearing [#79]. Thus, by adopting this schedule, the Court and the parties can include the '686 patent with the '121 and '115 patents in the February 21st *Markman* Hearing and obviate any need for a second separate hearing on the '686 patent.

For these reasons, the parties respectfully ask the Court to grant this motion and adopt the dates proposed here.

Dated: November 22, 2013

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on November 22, 2013, I electronically filed the foregoing **JOINT MOTION TO SET PATENT DISCLOSURE AND *MARKMAN* DEADLINES FOR '686 PATENT** with the Clerk of this Court using the CM/ECF system, which will electronically mail notice to the following:

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