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September 26, 2007

The Honorable Joseph J. Farnan
United States District Court
844 King Street
Wilmington, DE 19801

Re: *Baldwin Graphic Systems v. Fiberweb Simpsonville Inc., et al.*
C.A. No. 06-77 (JJF)

Dear Judge Farnan:

Pursuant to Your Honor's September 19 Order (D.I. 59) directing the parties to submit a proposed Rule 16 Scheduling Order, I am submitting on behalf of all parties the enclosed Proposed Fourth Amended Scheduling Order.

Respectfully,

/s/ Julia Heaney

Julia Heaney (#3052)

JBB/bac
Enclosure

cc: Peter T. Dalleo, Clerk (By E-Filing w/enclosure)
Francis DiGiovanni, Esquire (By E-Filing & E-Mail w/enclosure)
Michael E. Zeliger, Esquire (By E-Mail w/enclosure)
Christopher Centurelli, Esquire (By E-Mail w/enclosure)

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

BALDWIN GRAPHIC SYSTEMS, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 06-77 (JJF)
	)	
FIBERWEB SIMPSONVILLE INC. and FIBERWEB, INC.	)	
	)	
Defendants.	)	

[PROPOSED] FORTH AMENDED SCHEDULING ORDER

It is hereby ORDERED that:

1. **Joinder of Other Parties.** All motions to join other parties shall be filed on or before **June 15, 2007**.

2. **Discovery.**

(a) Exchange and completion of contention interrogatories, and identification of fact witnesses shall be commenced so as to be completed by **January 29, 2007**.

(b) Document production shall be commenced so as to be completed by **April 2, 2007**.

(c) Maximum of **25** interrogatories, including contention interrogatories, for each side.

(d) Maximum of **50** requests for admissions by each side.

(e) Maximum of **12** depositions by plaintiff(s) and **12** by defendant(s), excluding expert depositions. Depositions shall not commence until the discovery required by paragraph 2(a, b and c) is completed.

(f) Reports from retained experts required by Fed. R. Civ. P. 26(a)(2) are due from the party bearing the burden of proof on an issue by **May 2, 2008**, with rebuttal reports due **June 6, 2008**.

(g) Expert Deposition Completion Deadline **July 2, 2008**.

(h) Fact and Expert Discovery Completion Deadline **July 2, 2008**.

3. **Discovery Disputes.**

The parties shall follow the Court's December 15, 2006 Procedure For Filing Non-Dispositive Motions In Patent Cases for discovery disputes and all other non-dispositive motions.

4. **Amendment of the Pleadings**. All motions to amend the pleadings shall be filed on or before **January 19, 2007**.

5. **Case Dispositive Motions.** Any case dispositive motions, pursuant to the Federal Rules of Civil Procedure, shall be served and filed with an opening brief on or before **September, 8, 2008**. Briefing shall be pursuant to D. Del. LR 7.1.2. No case dispositive motion may be filed more than ten (10) days from the above date without leave of the Court. The Court will issue a separate Order regarding procedures for filing summary judgment motions.

6. **Markman.**

Briefing on the claim construction issues shall be completed at least ten (10) business days prior to the hearing.

(a) Opening Markman Briefs due **December 14, 2007.**

(b) Rebuttal Markman Briefs due **January 22, 2008**.

(c) A Markman Hearing will be held on **February 5, 2008, or as determined by the Court**. The Court, after reviewing the briefing, will allocate time to the parties for the hearing.

7. **Application by Motion.**

(a) Any application to the Court shall be by written motion filed with the Clerk of the Court in compliance with the Federal Rules of Civil Procedure and the Local Rules of Civil Practice for the United States District Court for the District of Delaware (Amended Effective January 1, 1995). Any non-dispositive motion shall contain the statement required by D. Del. LR 7.1.1. Parties may file stipulated and unopposed Orders with the Clerk of the Court for the Court's review and signing. The Court will not consider applications and requests submitted by letter or in a form other than a motion.

(b) No facsimile transmissions will be accepted.

(c) No telephone calls shall be made to Chambers.

(d) Any party with a true emergency matter requiring the assistance of the Court shall e-mail Chambers at: jjf_civil@ded.uscourts.gov. The e-mail shall provide a short statement describing the emergency.

8. **Pretrial Conference and Trial.**

(a) A Pretrial Conference will be held on Wednesday**, October 1, 2008, or as determined by the Court.** The Federal Rules of Civil Procedure and the Local Rules of Civil Practice for the United States District Court for the District of Delaware (Amended Effective January 1, 1995) shall govern the pretrial conference;

(b) Trial Date **November 3, 2008**, or as determined by the Court.

SO ORDERED this _____ day of _____, 2007.

_____
UNITED STATES DISTRICT JUDGE

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