IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

KYPHON INC.,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Civil Action No. 04-204-JJF
	:	
DISC-O-TECH MEDICAL TECHNOLOGIES LTD., and DISC ORTHOPAEDIC TECHNOLOGIES, INC.	:	
	:	
Defendants.	:	

ORDER

WHEREAS, the parties cannot agree on scheduling various pending matters (D.I. 218, 219);

NOW THEREFORE, IT IS HEREBY ORDERED that:

1) Any objections to the Special Master Reports shall be filed no later than **May 27, 2005**.

2) Responses to objections shall be filed no later than **June 3, 2005**.

3) Trial on infringement shall commence on **Monday, June 20, 2005 at 9:30 a.m.** The Court will allocate time to each side.

4) The Revised Proposed Pretrial Order, as discussed during the May 17, 2005 pretrial conference, shall be filed on **June 10, 2005**.

May 20, 2005
DATE

UNITED STATES DISTRICT JUDGE