



SDTX Local Patent Rules Checklist

Action:	Deadline set in the Scheduling Order:
Initial Case Management Conference: After considering the parties' Joint Case Management Report, the presiding judge will enter a Case Management Scheduling Order ("Scheduling Order") setting out deadlines for the actions below.	
Local Patent Rules 3-1 & 3-2 — <u>DISCLOSURE OF ASSERTED CLAIMS AND PRELIMINARY INFRINGEMENT CONTENTIONS</u> , & Document Production Accompanying Disclosure.	
Local Patent Rules 3-3 & 3-4 — <u>PRELIMINARY INVALIDITY CONTENTIONS</u> & Document Production Accompanying Invalidation Contentions.	
Local Patent Rule 3.5 (Does not apply to cases in which a request for a declaratory judgment that a patent is not infringed, is invalid, or is unenforceable is filed in response to a complaint alleging infringement of the same patent.) — <u>PRELIMINARY INVALIDITY CONTENTIONS</u> .	
Local Patent Rule 3.8 — Opinion of Counsel Defense Production & Privilege Log.	
Local Patent Rule 4-1 — Exchange of Proposed Terms & Claim Elements for Construction.	
Local Patent Rule 4-2 — Exchange of <u>PRELIMINARY CLAIM CONSTRUCTIONS</u> & Extrinsic Evidence followed by meet and confer.	
Local Patent Rule 4-3 — <u>JOINT CLAIM CONSTRUCTION & PREHEARING STATEMENT</u> .	
Local Patent Rule 4-4 — Completion of Claim Construction Discovery.	
Local Patent Rule 4-5 — Opening Claim Construction Briefs & Charts by Party Claiming Infringement.	
Local Patent Rule 4-5 — Responsive Briefs and Supporting Evidence by Opposing Party.	



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Action:	Deadline set in the Scheduling Order:
Local Patent Rule 4-5 — Reply Brief by Party Claiming.	
Local Patent Rule 4-5 — <u>JOINT CLAIM CONSTRUCTION CHART</u> .	
Local Patent Rule 4-6 — Claim Construction Hearing.	
Local Patent Rule 3-6 & 3-7 — <u>AMENDED INFRINGEMENT CONTENTIONS</u> & <u>AMENDED INVALIDITY CONTENTIONS</u> without leave of court are due within “a reasonable time after the opposing party’s document production.” Otherwise, amendment is only allowed by the court upon a finding of good cause.	

Prepared by Klemchuk LLP for informational purposes only. This chart does not constitute legal advice and likely has not been updated, so check the current local patent rules.

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