

## NDTX Dallas Division Local Patent Rules Checklist

	DATE:
<b>1. Local Patent Rule 2-1(a) — Case Management Statement</b> is due before Rule 16(b) Scheduling Conference addressing the matters required by FRCP 26(f) and the locally required additional matters.	
<b>2. Local Patent Rules 3-1 &amp; 3-2 — Disclosure of Asserted Claims, Preliminary Infringement Contentions, &amp; Document Production Accompanying Disclosure</b> are due 7 days before the Initial Case Management Conference.	
<b>3. Local Patent Rule 2-1(b) — Case Management Conference</b> – the date set by the Court.	
<b>4. Local Patent Rules 3-3 &amp; 3-4 — Preliminary Invalidity Contentions &amp; Document Production Accompanying Preliminary Invalidity Contentions</b> are due within 45 days from the date the party claiming patent infringement serves the Disclosure of Asserted Claims and Preliminary Infringement Contentions.	
<b>5. Local Patent Rule 4-1 — Exchange of Proposed Terms &amp; Claim Elements for Construction</b> is due within 14 days after service of Preliminary Invalidity Contentions.	
<b>6. Local Patent Rule 4-2 — Exchange of Preliminary Claim Constructions &amp; Extrinsic Evidence</b> are due within 21 days from Exchange of Proposed Terms & Claim Elements for Construction.	
<b>7. Local Patent Rule 4-3 — Joint Claim Construction &amp; Prehearing Statement</b> is due within 7 days after service of Preliminary Claim Constructions & Extrinsic Evidence.	
<b>8. Local Patent Rule 4-4 — Claim Construction Discovery</b> must be completed within 30 days from the date the Joint Claim Construction & Prehearing Statement is filed.	

<p><b>9. Paragraph 2 of Appendix C [If Adopted] —Preliminary Election of Asserted Claims</b> by party claiming patent infringement is due by the date set for completing Claim Construction Discovery.</p>	
<p><b>10. Paragraph 2 of Appendix C [If Adopted] —Preliminary Election of Asserted Prior Art</b> by party opposing patent infringement is due within 14 days after service of the Preliminary Election of Asserted Claims.</p>	
<p><b>11. Local Patent Rule 4-5(a)— Opening Claim Construction Brief &amp; Supporting Evidence</b> by the party claim patent infringement is due within 45 days from the date the Joint Claim Construction &amp; Prehearing Statement is filed.</p>	
<p><b>12. Local Patent Rule 4-5(b) — Responsive Claim Construction Brief &amp; Supporting Evidence</b> by party opposing patent infringement is due within 14 days from the date the Opening Claim Construction Brief is filed.</p>	
<p><b>13. Local Patent Rule 4-5(c) — Reply Brief &amp; Supporting Evidence</b> by party claiming patent infringement is due within 7 days from the date the Responsive Brief is filed.</p>	
<p><b>14. Local Patent Rule 4-5(d) — Joint Claim Construction Chart</b> is due within 10 days of the Claim Construction Hearing.</p>	
<p><b>15. Local Patent Rule 4-6 — Claim Construction Hearing</b> may be set within 2 weeks after the Claim Construction Responsive Brief is filed subject to the Court's calendar.</p>	
<p><b>16. Court's Claim Construction Ruling.</b></p>	
<p><b>17. Local Patent Rule 3-6(a) —Final Infringement Contentions</b> by party claiming patent infringement are due within 30 days after the Claim Construction Ruling.</p>	

<p><b>18. Local Patent Rule 3-6(b) —Final Invalidity Contentions</b> by party opposing patent infringement are due within 50 days after the Claim Construction Ruling.</p>	
<p><b>19. Paragraph 3 of Appendix C [If Adopted] —Final Election of Asserted Claims</b> is due 28 days before the date for service of expert reports by party with burden of proof on an issue.</p>	
<p><b>20. Paragraph 3 of Appendix C [If Adopted] —Final Election of Asserted Prior Art</b> is due by the same date set for service of expert reports by party with burden of proof on an issue.</p>	

***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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