

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

BECKMAN COULTER, INC.,)
)
 Plaintiff,)
)
 v.) C.A. No. 24-945 (CFC) (EGT)
)
 CYTEK BIOSCIENCES, INC.,)
)
 Defendant.)

**STIPULATION AND ~~PROPOSED~~ ORDER
AMENDING SCHEDULING ORDER**

WHEREAS, Plaintiff Beckman Coulter, Inc. (“Plaintiff”) and Defendant Cytek Biosciences, Inc. (“Defendant”) have conferred regarding amendments to the Scheduling Order (D.I. 25; D.I. 49);

NOW THEREFORE, IT IS HEREBY STIPULATED by the parties, subject to the approval of the Court, the Scheduling Order is amended as follows:

Event	Current Deadline	New Deadline
Invalidity Contentions ¹ (D.I. 25 ¶ 5)	March 10, 2025	April 21, 2025
Document Production Accompanying Invalidity Contentions (D.I. 25 ¶ 6)	March 10, 2025	April 21, 2025

¹ The parties have a dispute regarding claim and defense narrowing and the timing of such narrowing. This dispute has been referred to Magistrate Judge Tennyson. See February 26, 2025, Oral Order; D.I. 51.

Event	Current Deadline	New Deadline
Exchange Proposed Claim Terms (D.I. 25 ¶ 15)	March 18, 2025	April 29, 2025
Exchange Claim Construction Issues & Proposed Claim Constructions (D.I. 25 ¶ 15)	April 1, 2025	May 14, 2025
Meet & Confer re: Joint Claim Construction Chart (D.I. 25 ¶ 15)	April 8, 2025	May 21, 2025
File Joint Claim Construction Chart (D.I. 25 ¶ 15)	April 11, 2025	May 23, 2025
Plaintiff Serves Opening Claim Construction Brief (D.I. 25 ¶ 16)	April 22, 2025	June 3, 2025
Defendant Serves Responsive Claim Construction Brief (D.I. 25 ¶ 16)	May 13, 2025	June 24, 2025
Plaintiff Serves Reply Claim Construction Brief (D.I. 25 ¶ 16)	May 27, 2025	July 8, 2025
Defendant Serves Sur-reply Claim Construction Brief (D.I. 25 ¶ 16)	June 10, 2025	July 22, 2025
Joinder of Other Parties & Amendment of Pleadings (D.I. 25 ¶ 8 as amended below)	June 11, 2025	June 11, 2025
File Joint Claim Construction Brief (D.I. 25 ¶ 16)	June 13, 2025	July 25, 2025
Meet and Confer Regarding Claim Construction and File Amended Claim Construction Chart (D.I. 25 ¶ 17)	June 18, 2025	July 30, 2025

Event	Current Deadline	New Deadline
Claim Construction Hearing (D.I. 25 ¶ 18)	July 16, 2025	August <u>21</u> , 2025
Substantial Completion of Document Production (D.I. 25 ¶ 9(b))	July 11, 2025	August 22, 2025
Parties Serve Privilege Logs	30 days after Substantial Completion of Document Production	No change
Close of Fact Discovery (D.I. 25 ¶ 9(a))	September 26, 2025	October 8, 2025
Opening Expert Reports (D.I. 25 ¶ 19(a))	October 24, 2025	November 5, 2025
Rebuttal Expert Reports (D.I. 25 ¶ 19(a))	November 21, 2025	December 10, 2025
Reply Expert Reports (D.I. 25 ¶ 19(a))	December 19, 2025	January 9, 2026
Close of Expert Discovery (D.I. 25 ¶ 19(a))	January 30, 2026	February 6, 2026
Dispositive and <i>Daubert</i> motions (D.I. 25 ¶¶ 19(b) and 20(a))	March 6, 2026	No change
Oppositions to Dispositive and <i>Daubert</i> motions	April 8, 2026	No change
Replies in support of Dispositive and <i>Daubert</i> motions (D.I. 25 ¶ 20(a))	April 29, 2026	No change
Proposed Pre-trial Order (D.I. 25 ¶ 22)	July 17, 2026	No change

Event	Current Deadline	New Deadline
Motions <i>in Limine</i> (D.I. 25 ¶ 23)	July 17, 2026	No change
Jury instructions, voir dire, & verdict form (D.I. 25 ¶ 25)	July 17, 2026	No change
Pre-Trial Conference (D.I. 25 ¶ 22)	August 7, 2026	No change
Trial (D.I. 25 ¶ 26)	August 17, 2026	No change

IT IS FURTHER STIPULATED AND AGREED, that Paragraph 8 of the Scheduling Order shall be amended as follows:

- 8. Joinder of Other Parties and Amendment of Pleadings. All motions to join other parties, and to amend or supplement the pleadings, shall be filed on or before June 11, 2025.

RICHARDS, LAYTON & FINGER P.A.

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February 28, 2025

SO ORDERED this 4th day of March, 2025.



CHIEF, UNITED STATES DISTRICT JUDGE