U.S. District Court [LIVE] Western District of Texas (Midland) CIVIL DOCKET FOR CASE #: 7:18-cv-00147-ADA

Continental Intermodal Group-Trucking LLC v. Sand Revolution LLC et al Assigned to: Judge Alan D Albright Cause: 35:271 Patent Infringement

<u>Plaintiff</u>

Continental Intermodal Group-Trucking LLC

Date Filed: 08/21/2018 Jury Demand: Both Nature of Suit: 830 Patent Jurisdiction: Federal Question

represented by Andrew Harper Estes

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V.

<u>Defendant</u> Sand Revolution LLC

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Date Filed	#	Docket Text
08/21/2018	<u>1</u>	COMPLAINT (Filing fee \$ 400 receipt number 0542-11144208), filed by Continental Intermodal Group-Trucking LLC. (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Exhibit Exhibit C, # <u>4</u> Exhibit Exhibit D, # <u>5</u> Civil Cover Sheet Civil Cover Sheet)(Hooper, Lisa) (Entered: 08/21/2018)
08/21/2018	<u>2</u>	REQUEST FOR ISSUANCE OF SUMMONS by Continental Intermodal Group- Trucking LLC. <i>Request for Issuance of Summons Sand Revolution LLC</i> (Hooper, Lisa) (Main Document 2 replaced on 8/21/2018) (lw). (Entered: 08/21/2018)
08/21/2018	<u>3</u>	REQUEST FOR ISSUANCE OF SUMMONS by Continental Intermodal Group- Trucking LLC. <i>Request for Issuance of Summons Sand Revolution II LLC</i> (Hooper, Lisa) (Main Document 3 replaced on 8/21/2018) (lw). (Entered: 08/21/2018)
08/21/2018	<u>4</u>	Certificate of Interested Parties by Continental Intermodal Group-Trucking LLC. (Hooper, Lisa) (Entered: 08/21/2018)
08/21/2018	<u>5</u>	NOTICE of Attorney Appearance by Andrew Harper Estes on behalf of Continental Intermodal Group-Trucking LLC (Estes, Andrew) (Entered: 08/21/2018)

08/21/2018	<u>6</u>	NOTICE of Filing Report on the Filing or Determination of an Action Regarding a Patent or Trademark by Continental Intermodal Group- Trucking LLC (Hooper, Lisa) (Entered: 08/21/2018)
08/21/2018	7	Letter/Correspondence regarding Non-Admitted Status as to Attorney Travis W. McCallon. (lw) (Entered: 08/21/2018)
08/21/2018		Case assigned to Judge David Counts. CM WILL NOW REFLECT THE JUDGE INITIALS AS PART OF THE CASE NUMBER. PLEASE APPEND THESE JUDGE INITIALS TO THE CASE NUMBER ON EACH DOCUMENT THAT YOU FILE IN THIS CASE. (lw) (Entered: 08/21/2018)
08/21/2018	<u>10</u>	Report on Patent/Trademark sent to U.S. Patent and Trademark Office. (lw) Modified on 8/22/2018 (lw). (Entered: 08/22/2018)
08/22/2018	<u>8</u>	Summons Issued as to Sand Revolution LLC. (lw) (Entered: 08/22/2018)
08/22/2018	<u>9</u>	Summons Issued as to Sand Revolution II LLC. (lw) (Entered: 08/22/2018)
08/30/2018	11	MOTION to Appear Pro Hac Vice by Travis W. McCallon (Filing fee \$ 100.00 receipt number 700013765) by on behalf of Continental Intermodal Group-Trucking LLC. (Attachments: # <u>1</u> Proposed Order)(se) (Entered: 08/31/2018)
08/30/2018	12	MOTION to Appear Pro Hac Vice by Luke M. Meriwether (Filing fee \$ 100.00 receipt number 700013766) by on behalf of Continental Intermodal Group-Trucking LLC. (Attachments: # <u>1</u> Proposed Order)(se) (Entered: 08/31/2018)
08/30/2018	<u>13</u>	MOTION to Appear Pro Hac Vice by Eric D. Sidler (Filing fee \$ 100.00 receipt number 700013767) by on behalf of Continental Intermodal Group-Trucking LLC. (Attachments: # <u>1</u> Proposed Order)(se) (Entered: 08/31/2018)
09/04/2018		It is ORDERED Travis W. McCallon's Motion for Admission Pro Hac Vice, Doc. <u>11</u> filed August 30, 2018, is GRANTED. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. It is further ORDERED that if Mr. McCallon has not already done so, shall immediately tender the amount of \$100.00, made payable to Clerk, U.S. District Court, in compliance with Local Court Rule AT-1(f)(2). Entered by Judge David Counts. (This is a text- only entry generated by the court. There is no document associated with this entry.) (db) (Entered: 09/04/2018)
09/04/2018		It is ORDERED Luke M. Meriwether's Motion for Admission Pro Hac Vice, Doc. <u>12</u> filed August 30, 2018, is GRANTED. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. It is further ORDERED that if Mr. Meriwether has not already done so, shall immediately tender the amount of \$100.00, made payable to Clerk, U.S. District Court, in compliance with Local Court Rule AT-1(f)(2). Entered by Judge David Counts. (This is a text- only entry generated by the court. There is no document associated with this entry.) (db) (Entered: 09/04/2018)
09/04/2018		It is ORDERED Eric D. Sidler's Motion for Admission Pro Hac Vice, Doc. <u>13</u> filed August 30, 2018, is GRANTED. Pursuant to our Administrative Policies

		practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. It is further ORDERED that if Mr. Sidler has not already done so, shall immediately tender the amount of \$100.00, made payable to Clerk, U.S. District Court, in compliance with Local Court Rule AT-1(f)(2). Entered by Judge David Counts. (This is a text-only entry generated by the court. There is no document associated with this entry.) (db) (Entered: 09/04/2018)
09/17/2018	<u>14</u>	NOTICE of Attorney Appearance by Manoj S. Gandhi on behalf of Sand Revolution II LLC, Sand Revolution LLC. Attorney Manoj S. Gandhi added to party Sand Revolution II LLC(pty:dft), Attorney Manoj S. Gandhi added to party Sand Revolution LLC(pty:dft) (Gandhi, Manoj) (Entered: 09/17/2018)
09/17/2018	<u>15</u>	Certificate of Interested Parties by Sand Revolution II LLC, Sand Revolution LLC. (Gandhi, Manoj) (Entered: 09/17/2018)
09/17/2018	<u>16</u>	MOTION to Appear Pro Hac Vice by Manoj S. Gandhi <i>for Armon Shahdadi</i> (Filing fee \$ 100 receipt number 0542-11236327) by on behalf of Sand Revolution II LLC, Sand Revolution LLC. (Gandhi, Manoj) (Entered: 09/17/2018)
09/17/2018	<u>17</u>	MOTION to Appear Pro Hac Vice by Manoj S. Gandhi <i>for Brannon McKay</i> (Filing fee \$ 100 receipt number 0542-11236378) by on behalf of Sand Revolution II LLC, Sand Revolution LLC. (Gandhi, Manoj) (Entered: 09/17/2018)
09/17/2018	<u>18</u>	Motion to Dismiss for Failure to State a Claim by Sand Revolution II LLC, Sand Revolution LLC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Gandhi, Manoj) (Entered: 09/17/2018)
09/18/2018	<u>19</u>	DEFICIENCY NOTICE: re <u>14</u> Notice of Appearance. (jk) (Entered: 09/18/2018)
09/18/2018	<u>20</u>	DEFICIENCY NOTICE: re <u>15</u> Certificate of Interested Parties. (jk) (Entered: 09/18/2018)
09/18/2018	<u>21</u>	DEFICIENCY NOTICE: re <u>16</u> MOTION to Appear Pro Hac Vice by Manoj S. Gandhi <i>for Armon Shahdadi</i> (Filing fee \$ 100 receipt number 0542- 11236327). (jk) (Entered: 09/18/2018)
09/18/2018	22	DEFICIENCY NOTICE: re <u>17</u> MOTION to Appear Pro Hac Vice by Manoj S. Gandhi <i>for Brannon McKay</i> (Filing fee \$ 100 receipt number 0542- 11236378). (jk) (Entered: 09/18/2018)
09/18/2018	<u>23</u>	Pro Hac Vice Letter sent to attorneys J. Josh Clayton and Benjami D. Bailey as to Sand Revolution II LLC, Sand Revolution LLC re: non-admitted status. (jk) (Entered: 09/18/2018)
09/18/2018	<u>24</u>	CERTIFICATE OF SERVICE by Sand Revolution II LLC, Sand Revolution LLC <u>14</u> Notice of Appearance, (Gandhi, Manoj) (Entered: 09/18/2018)
09/18/2018	<u>25</u>	CERTIFICATE OF SERVICE by Sand Revolution II LLC, Sand Revolution LLC <u>15</u> Certificate of Interested Parties (Gandhi, Manoj) (Entered: 09/18/2018)
09/18/2018	<u>26</u>	CORRECTED MOTION to Appear Pro Hac Vice by Manoj S. Gandhi <i>for</i> <i>Armon Shahdadi</i> by on behalf of Sand Revolution II LLC, Sand Revolution

09/18/2018	<u>27</u>	CORRECTED MOTION to Appear Pro Hac Vice by Manoj S. Gandhi <i>for</i> <i>Brannon McKay</i> by on behalf of Sand Revolution II LLC, Sand Revolution LLC. (Gandhi, Manoj) (Entered: 09/18/2018)
09/19/2018		It is ORDERED Armon Bryan Shahdadi's Motion for Admission Pro Hac Vice, Doc. <u>26</u> filed September 18, 2018, is GRANTED. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. It is further ORDERED that if Mr. Shahdadi has not already done so, shall immediately tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Court Rule AT-1(f)(2). Entered by Judge David Counts. (This is a text-only entry generated by the court. There is no document associated with this entry.) (db) (Entered: 09/19/2018)
09/19/2018		It is ORDERED Brannon Charles McKay's Motion for Admission Pro Hac Vice, Doc. <u>27</u> filed September 18, 2018, is GRANTED. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. It is further ORDERED that if Mr. McKay has not already done so, shall immediately tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Court Rule AT-1(f)(2). Entered by Judge David Counts. (This is a text-only entry generated by the court. There is no document associated with this entry.) (db) (Entered: 09/19/2018)
09/19/2018	28	Order for Scheduling Recommendations/Proposed Scheduling Order. Parties shall submit a scheduling recommendations/proposed scheduling order to the Court within thirty (30) days from the date of this order. Signed by Judge David Counts. (se) (Entered: 09/19/2018)
09/27/2018	<u>29</u>	MOTION to Appear Pro Hac Vice by Manoj S. Gandhi <i>for J. Josh Clayton</i> (Filing fee \$ 100 receipt number 0542-11278482) by on behalf of Sand Revolution II LLC, Sand Revolution LLC. (Gandhi, Manoj) (Entered: 09/27/2018)
09/27/2018	<u>30</u>	MOTION to Appear Pro Hac Vice by Manoj S. Gandhi <i>for Benjamin Bailey</i> (Filing fee \$ 100 receipt number 0542-11278493) by on behalf of Sand Revolution II LLC, Sand Revolution LLC. (Gandhi, Manoj) (Entered: 09/27/2018)
09/28/2018		It is ORDERED J. Josh Clayton's Motion for Admission Pro Hac Vice, Doc. 29 filed September 27, 2018, is GRANTED. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. it is further ORDERED that if Mr. Clayton has not already done so, shall immediately tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Court Rule AT-1(f)(2). Entered by Judge David Counts. (This is a text- only entry generated by the court. There is no document associated with this entry.) (db) (Entered: 09/28/2018)

09/28/2018		It is ORDERED Benjamin Douglas Bailey's Motion for Admission Pro Hac Vice, Doc. <u>30</u> filed September 27, 2018, is GRANTED. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. it is further ORDERED that if Mr. Bailey has not already done so, shall immediately tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Court Rule AT-1(f)(2). Entered by Judge David Counts. (This is a text-only entry generated by the court. There is no document associated with this entry.) (db (Entered: 09/28/2018)
10/01/2018	31	Memorandum in Opposition to Motion, filed by Continental Intermodal Group-Trucking LLC, re <u>18</u> Motion to Dismiss for Failure to State a Claim filed by Defendant Sand Revolution LLC, Defendant Sand Revolution II LLC (McCallon, Travis) (Entered: 10/01/2018)
10/01/2018	<u>32</u>	CERTIFICATE OF SERVICE by Continental Intermodal Group-Trucking LLC <u>31</u> Memorandum in Opposition to Motion, (McCallon, Travis) (Entered: 10/01/2018)
10/09/2018	33	REPLY to Response to Motion, filed by Sand Revolution II LLC, Sand Revolution LLC, re <u>18</u> Motion to Dismiss for Failure to State a Claim filed by Defendant Sand Revolution LLC, Defendant Sand Revolution II LLC (Gandhi, Manoj) (Entered: 10/09/2018)
10/19/2018	<u>34</u>	Scheduling Recommendations/Proposed Scheduling Order <i>(Joint)</i> by Continental Intermodal Group-Trucking LLC. (McCallon, Travis) (Entered: 10/19/2018)
10/23/2018	35	SCHEDULING ORDER: Final Pretrial Conference set for 2/7/2020 01:30 PM before Judge David Counts, Jury Selection set for 3/2/2020 09:00 AM before Judge David Counts, Jury Trial set for 3/2/2020 09:00 AM before Judge David Counts, ADR Report Deadline due by 12/17/2018, Amended Pleadings due by 1/14/2019, Discovery due by 7/26/2019, Joinder of Parties due by 1/14/2019, Dispositive Motions due by 10/28/2019. Signed by Judge David Counts. (se) (Entered: 10/24/2018)
11/09/2018	<u>36</u>	CERTIFICATE OF SERVICE by Continental Intermodal Group-Trucking LLC of its Initial Infringement Contentions and Plaintiff's Documents CIG_0001- 426 (McCallon, Travis) (Entered: 11/09/2018)
11/27/2018	<u>37</u>	STIPULATION (Joint - Regarding Production of Electronically Store Information) by Continental Intermodal Group-Trucking LLC. (McCallon, Travis) (Entered: 11/27/2018)
11/27/2018	<u>38</u>	Agreed MOTION for Protective Order by Continental Intermodal Group- Trucking LLC. (Attachments: # <u>1</u> Proposed Order Proposed Confidentiality and Protective Order)(McCallon, Travis) (Entered: 11/27/2018)
11/28/2018	<u>39</u>	CONFIDENTIALITY AND PROTECTIVE ORDER. Signed by Judge David Counts. (se) (Entered: 11/28/2018)
12/04/2018	<u>40</u>	ORDER RESETTING, Jury Selection RESET for 3/2/2020 08:00 AM before Judge David Counts, Jury Trial RESET for 3/2/2020 08:00 AM before Judge David Counts. Signed by Judge David Counts. (se) (Entered: 12/04/2018)

12/10/2018	41	CERTIFICATE OF SERVICE by Sand Revolution II LLC, Sand Revolution LLC for Defendants' Preliminary Invalidity Contentions (Shahdadi, Armon) (Entered: 12/10/2018)
12/17/2018	<u>42</u>	ADR Report Filed - <i>(Joint)</i> by Continental Intermodal Group-Trucking LLC(McCallon, Travis) (Entered: 12/17/2018)
01/25/2019	<u>43</u>	Joint MOTION to Extend Scheduling Order Deadlines by Sand Revolution II LLC, Sand Revolution LLC. (Shahdadi, Armon) (Entered: 01/25/2019)
01/25/2019	44	MOTION to Appear Pro Hac Vice by Armon Bryan Shahdadi <i>for Leonard</i> <i>Weinstein</i> (Filing fee \$ 100 receipt number 0542-11684539) by on behalf of Sand Revolution II LLC, Sand Revolution LLC. (Shahdadi, Armon) (Entered: 01/25/2019)
01/29/2019		It is ORDERED Leonard Jason Weinstein's Motion for Admission Pro Hac Vice, Doc. <u>44</u> filed January 25, 2019, is GRANTED. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our Court within 10 days of the date of this Order. It is further ORDERED that if Mr. Weinstein has not already done so, shall tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Court Rule AT-1(f)(2). Entered by Judge David Counts. (This is a text-only entry generated by the court. There is no document associated with this entry.) (db) (Entered: 01/29/2019)
01/29/2019	<u>45</u>	AMENDED SCHEDULING ORDER: (Discovery due by 8/9/2019, Motions due by 11/1/2019, Markman Hearing set for 5/10/2019 01:30 PM before Judge David Counts). Signed by Judge David Counts. (jk) (Entered: 01/31/2019)
03/01/2019	<u>46</u>	BRIEF by Continental Intermodal Group-Trucking LLC. (Attachments: # <u>1</u> Declaration of Robert Schaaf, # <u>2</u> Appendix to Declaration of Robert Schaaf)(McCallon, Travis) (Entered: 03/01/2019)
03/29/2019	<u>47</u>	BRIEF by Continental Intermodal Group-Trucking LLC. (Attachments: # <u>1</u> Exhibit 1 - U.S. Patent No. 8,944,740, # <u>2</u> Exhibit 2 - May 27, 2014 Amendment)(McCallon, Travis) (Entered: 03/29/2019)
03/29/2019	<u>48</u>	BRIEF by Sand Revolution II LLC, Sand Revolution LLC. (Attachments: # <u>1</u> Exhibit U.S. Patent No. 8,944,740, # <u>2</u> Exhibit Prosecution History, # <u>3</u> Exhibit Declaration of Robert Schaaf)(Shahdadi, Armon) (Entered: 03/29/2019)
04/02/2019	<u>49</u>	ORDER REASSIGNING CASE. Case reassigned to Judge Alan D Albright for all proceedings. Judge David Counts no longer assigned to case. Signed by Judge David Counts. (jk) (Entered: 04/03/2019)
04/05/2019	50	MOTION to Compel <i>Sufficient Identification of Invalidity Contentions and Limit Invalidity Bases</i> by Continental Intermodal Group-Trucking LLC. (Attachments: # 1 Exhibit 1 - Defs Preliminary Invalidity Contentions, # 2 Exhibit 2 - Pltfs Initial Infringement Contentions, # 3 Exhibit 3 - Jan. 9, 2019 Letter, # 4 Exhibit 4 - Jan. 21, 2019 Email, # 5 Exhibit 5 - Feb. 5, 2019 Email, # 6 Exhibit 6 - Feb. 15, 2019 Email, # 7 Proposed Order)(McCallon, Travis) (Entered: 04/05/2019)
04/08/2019	<u>51</u>	ORDER DENYING <u>18</u> Motion to Dismiss for Failure to State a Claim. Signed

04/08/2019	<u>52</u>	ORDER Setting Telephonic Motion Hearing on <u>50</u> MOTION to Compel <i>Sufficient Identification of Invalidity Contentions and Limit Invalidity Bases</i> : Telephonic Motion Hearing set for 4/11/2019 11:00 AM before Judge Alan D Albright. Signed by Judge Alan D Albright. (se) (Entered: 04/09/2019)
04/08/2019	<u>53</u>	AMENDED ORDER Setting Telephonic Motion Hearing on <u>50</u> MOTION to Compel <i>Sufficient Identification of Invalidity Contentions and Limit</i> <i>Invalidity Bases</i> : Telephonic Motion Hearing set for 4/11/2019 11:00 AM before Judge Alan D Albright. Signed by Judge Alan D Albright. (se) (Entered: 04/09/2019)
04/10/2019	<u>54</u>	NOTICE of Attorney Appearance by Michael Charles Smith on behalf of Sand Revolution II LLC, Sand Revolution LLC. Attorney Michael Charles Smith added to party Sand Revolution II LLC(pty:dft), Attorney Michael Charles Smith added to party Sand Revolution LLC(pty:dft) (Smith, Michael) (Entered: 04/10/2019)
04/11/2019		Text Order DENYING <u>50</u> Motion to Compel entered by Judge Alan D Albright. Pursuant to the Court's order at hearing held April 11, 2019, the instant motion is DENIED WITHOUT PREJUDICE. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jw) (Entered: 04/11/2019)
04/11/2019	57	Minute Entry for proceedings held before Judge Alan D Albright: Motion Hearing held on 4/11/2019 re <u>50</u> MOTION to Compel <i>Sufficient Identification</i> <i>of Invalidity Contentions and Limit Invalidity Bases</i> filed by Continental Intermodal Group-Trucking LLC (Minute entry documents are not available electronically.). (Court Reporter Kristie Davis.)(se) (Entered: 04/15/2019)
04/12/2019	55	BRIEF by Sand Revolution II LLC, Sand Revolution LLC. (Shahdadi, Armon) (Entered: 04/12/2019)
04/12/2019	<u>56</u>	BRIEF regarding <u>48</u> Brief by Continental Intermodal Group-Trucking LLC. (McCallon, Travis) (Entered: 04/12/2019)
04/23/2019	<u>58</u>	ANSWER to <u>1</u> Complaint, with Jury Demand by Sand Revolution II LLC, Sand Revolution LLC.(Shahdadi, Armon) (Entered: 04/23/2019)
04/26/2019	<u>59</u>	BRIEF regarding <u>47</u> Brief by Continental Intermodal Group-Trucking LLC. (McCallon, Travis) (Entered: 04/26/2019)
04/26/2019	<u>60</u>	BRIEF by Sand Revolution II LLC, Sand Revolution LLC. (Shahdadi, Armon) (Entered: 04/26/2019)
05/13/2019	<u>61</u>	ORDER, Telephone Conference set for 5/30/2019 11:00 AM before Judge Alan D Albright. Signed by Judge Alan D Albright. (se) (Entered: 05/14/2019)
05/28/2019	<u>62</u>	Joint MOTION to Extend Scheduling Order Deadlines by Sand Revolution II LLC, Sand Revolution LLC. (Attachments: # <u>1</u> Proposed Order)(Shahdadi, Armon) (Entered: 05/28/2019)
05/29/2019	<u>63</u>	ORDER Setting Telephonic Status Conference on Thursday, May 30, 2019 at 12:00 p.m. Call in number is (866) 434-5269 with access code 9678090. Signed by Judge Alan D Albright. (sm3) (Entered: 05/30/2019)

05/30/2019	<u>64</u>	Minute Entry for proceedings held before Judge Alan D Albright: Status Conference held on 5/30/2019 (Minute entry documents are not available electronically.). (Court Reporter Kristie Davis.)(jk) (Main Document 64 replaced on 6/6/2019) (dm2). (Entered: 05/31/2019)
06/05/2019	<u>65</u>	AMENDED SCHEDULING ORDER: Markman Hearing set for 6/14/2019 in Default hearing location for Austin before Judge Alan D Albright, Pretrial Conference set for 4/10/2020 in Default hearing location for Austin before Judge Alan D Albright, Jury Selection set for 4/27/2020 in Default hearing location for Midland before Judge Alan D Albright, Jury Trial set for 4/27/2020 in Default hearing location for Midland before Judge Alan D Albright, Amended Pleadings due by 9/6/2019, Discovery due by 1/24/2020, Joinder of Parties due by 7/26/2019, Motions due by 2/7/2020, Signed by Judge Alan D Albright. (dm2) (Entered: 06/06/2019)
06/14/2019	<u>66</u>	Minute Entry for proceedings held before Judge Alan D Albright: Markman Hearing held on 6/14/2019 (Minute entry documents are not available electronically). (Court Reporter Lily Reznik.)(dm2) Corrected date hearing held on 6/25/2019 (dm2). (Entered: 06/17/2019)
06/24/2019	<u>67</u>	MARKMAN CONSTRUCTION ORDER. Signed by Judge Alan D Albright. (dm2) (Entered: 06/25/2019)
06/26/2019		Text Order MOOTING <u>62</u> Motion to Extend Scheduling Order Deadlines entered by Judge Alan D Albright. In view of the entry of an Amended Scheduling Order (Dkt. 65), the instant Motion is now MOOT. (This is a text- only entry generated by the court. There is no document associated with this entry.) (jw) (Entered: 06/26/2019)
08/07/2019	<u>68</u>	Joint MOTION to Extend Scheduling Order Deadlines by Continental Intermodal Group-Trucking LLC. (Attachments: # <u>1</u> Proposed Order Proposed Order)(McCallon, Travis) (Entered: 08/07/2019)
08/08/2019	<u>69</u>	ORDER AMENDING SCHEDULING ORDER Signed by Judge Alan D Albright. (dm2) (Entered: 08/12/2019)
09/10/2019	70	Transcript filed of Proceedings held on June 14, 2019, Proceedings Transcribed: Technical Tutorial/Markman Hearing. Court Reporter/Transcriber: Lily I. Reznik, Telephone number: 512-391-8792 or Lily_Reznik@txwd.uscourts.gov. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 10/1/2019, Redacted Transcript Deadline set for 10/11/2019, Release of Transcript Restriction set for 12/9/2019, (lr) (Entered: 09/10/2019)
09/27/2019	71	ORDER, (Pretrial Conference set for 4/16/2020 10:30 AM in Default hearing location for Waco before Judge Alan D Albright,). Signed by Judge Alan D Albright. (see) (Entered: 09/27/2019)

11/15/2019	72	MOTION to Extend Scheduling Order Deadlines by Continental Intermodal Group-Trucking LLC. (Attachments: # <u>1</u> Exhibit A - 11/11/19 email exchange, # <u>2</u> Exhibit B - 11/13/19 email exchange)(McCallon, Travis) (Entered: 11/15/2019)
11/20/2019	73	RESPONSE to Motion, filed by Sand Revolution II LLC, Sand Revolution LLC, re <u>72</u> MOTION to Extend Scheduling Order Deadlines filed by Plaintiff Continental Intermodal Group-Trucking LLC (Attachments: # <u>1</u> Proposed Order)(Smith, Michael) (Entered: 11/20/2019)
11/20/2019	<u>74</u>	Unopposed Motion for leave to File Sealed Document (Attachments: # <u>1</u> Sealed Document Exhibit B, # <u>2</u> Sealed Document Exhibit C, # <u>3</u> Proposed Order) (Smith, Michael) (Entered: 11/20/2019)
11/21/2019		Text Order GRANTING 74 Motion for Leave to File Sealed Document entered by Judge Alan D Albright. Came on for consideration is Defendants Sand Revolution LLC and Sand Revolution II, LLCs Motion to Leave to File Under Seal. The Court GRANTS the Motion. The Clerk's Office is directed to file Exhibits B and C under seal. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jy) (Entered: 11/21/2019)
11/21/2019	77	Sealed Document filed Exhibit B and Exhibit C. (Attachments: # <u>1</u> Exhibit) (slt) (Entered: 11/25/2019)
11/22/2019	75	MOTION to Appear Pro Hac Vice by Manoj S. Gandhi <i>for James D. Stein</i> (Filing fee \$ 100 receipt number 0542-12885927) by on behalf of Sand Revolution II LLC, Sand Revolution LLC. (Gandhi, Manoj) (Entered: 11/22/2019)
11/22/2019	76	REPLY to Response to Motion, filed by Continental Intermodal Group- Trucking LLC, re <u>72</u> MOTION to Extend Scheduling Order Deadlines filed by Plaintiff Continental Intermodal Group-Trucking LLC (Attachments: # <u>1</u> Proposed Order)(McCallon, Travis) (Entered: 11/22/2019)
11/23/2019		Text Order GRANTING 75 Motion to Appear Pro Hac Vice. Before the Court is the Motion for Admission Pro Hac Vice. The Court, having reviewed the Motion, finds it should be GRANTED and therefore orders as follows: IT IS ORDERED the Motion for Admission Pro Hac Vice is GRANTED. IT IS FURTHER ORDERED that Applicant, if he/she has not already done so, shall immediately tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Rule AT-I (f)(2). IT IS FURTHER ORDERED that Applicant, if he/she has not already done so, shall apply for admission to the bar of this court in compliance with Local Rule AT-1(f)(1). Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Alan D Albright. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jy) (Entered: 11/23/2019)
01/02/2020	<u>78</u>	ORDER REGARDING MOTIONS TO EXTEND CASE DEADLINES/ORDER DENYING <u>72</u> Motion to Extend Scheduling Order Deadlines. Signed by Judge Alan D Albright. (slt) (Entered: 01/02/2020)

01/06/2020	<u>79</u>	Joint MOTION to Extend Scheduling Order Deadlines by Continental Intermodal Group-Trucking LLC. (Attachments: # <u>1</u> Proposed Order) (McCallon, Travis) (Entered: 01/06/2020)
01/07/2020	<u>80</u>	ORDER AMENDING SCHEDULING ORDER <u>79</u> Motion to Extend Scheduling Order Deadlines Signed by Judge Alan D Albright. (slt) (Entered: 01/07/2020)
01/15/2020	81	MOTION for Leave to File Invalidity Contentions by Sand Revolution II LLC, Sand Revolution LLC. (Attachments: # <u>1</u> Exhibit Invalidity Contentions, # <u>2</u> Exhibit Exhibits, # <u>3</u> Appendix Appendices, # <u>4</u> Proposed Order Proposed Order)(Shahdadi, Armon) (Entered: 01/15/2020)
01/16/2020	<u>82</u>	ORDER: Miscellaneous Hearing set for 1/17/2020 at 02:00 PM before Judge Alan D Albright. Signed by Judge Alan D Albright. (slt) (Entered: 01/16/2020)
01/17/2020	<u>84</u>	Minute Entry for proceedings held before Judge Alan D Albright: Discovery Hearing held on 1/17/2020 (Minute entry documents are not available electronically). (Court Reporter Kristie Davis)(slt) (Entered: 01/21/2020)
01/20/2020	83	MOTION to Appear Pro Hac Vice by Armon Bryan Shahdadi <i>for Sarah E. Elsden</i> (Filing fee \$ 100 receipt number 0542-13097010) by on behalf of Sand Revolution II LLC, Sand Revolution LLC. (Shahdadi, Armon) (Entered: 01/20/2020)
01/21/2020		Text Order GRANTING <u>83</u> Motion to Appear Pro Hac Vice. Before the Court is the Motion for Admission Pro Hac Vice. The Court, having reviewed the Motion, finds it should be GRANTED and therefore orders as follows: IT IS ORDERED the Motion for Admission Pro Hac Vice is GRANTED. IT IS FURTHER ORDERED that Applicant, if he/she has not already done so, shall immediately tender the amount of \$100.00, made payable to: Clerk, U.S. District Court, in compliance with Local Rule AT-I (f)(2). Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Alan D Albright. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jy) (Entered: 01/21/2020)
01/28/2020	<u>85</u>	ORDER GRANTING <u>81</u> Motion for Leave to File. Signed by Judge Alan D Albright. (slt) (Entered: 01/29/2020)
02/19/2020	<u>86</u>	Joint MOTION to Extend Scheduling Order Deadlines by Continental Intermodal Group-Trucking LLC. (Attachments: # <u>1</u> Proposed Order) (McCallon, Travis) (Entered: 02/19/2020)
02/20/2020	<u>87</u>	ORDER AMENDING SCHEDULING ORDER: GRANTING <u>86</u> Motion to Extend Scheduling Order Deadlines. Signed by Judge Alan D Albright. (slt) (Entered: 02/20/2020)
02/21/2020	88	NOTICE <i>of Change of Email Address and Firm Name</i> by Continental Intermodal Group-Trucking LLC (McCallon, Travis) (Entered: 02/21/2020)
03/06/2020	<u>89</u>	Motion for leave to File Sealed Document (Attachments: # <u>1</u> Proposed Order Granting Defendants' Unopposed Motion to File Under Seal, # <u>2</u> Defendants' Opposed Motion for Leave to Amend Answer and Invalidity Contentions, # <u>3</u> Exhibit 1 to Defendant's Motion for Leave to Amend (First

	Amended Answer), # <u>4</u> Exhibit A to First Amended Answer, # <u>5</u> Exhibit B to First Amended Answer, # <u>6</u> Exhibit C to First Amended Answer, # <u>7</u> Exhibit D to First Amended Answer, # <u>8</u> Exhibit E to First Amended Answer, # <u>9</u> Exhibit F to First Amended Answer, # <u>10</u> Exhibit G to First Amended Answer, # <u>11</u> Exhibit H to First Amended Answer, # <u>12</u> Exhibit I to First Amended Answer, # <u>13</u> Exhibit J to First Amended Answer, # <u>14</u> Exhibit K to First Amended Answer, # <u>15</u> Exhibit L to First Amended Answer, # <u>16</u> Exhibit 2 to Defendant's Motion for Leave to Amend (Defs' Updated Invalidity Contentions), # <u>17</u> Exhibit 3 to Defendant's Motion for Leave to Amend, # <u>18</u> Exhibit 4 to Defendant's Motion for Leave to Amend, # <u>19</u> Exhibit 5 to Defendant's Motion for Leave to Amend, # <u>20</u> Exhibit 6 to Defendant's Motion for Leave to Amend, # <u>20</u> Exhibit 6 to Defendant's Motion for Leave to Amend, # <u>20</u> Exhibit 6 to Defendant's Motion for Leave to Amend, # <u>21</u> Exhibit 7 to Defendant's Motion for Leave to Amend, # <u>22</u> Exhibit 8 to Defendant's Motion for Leave to Amend, # <u>23</u> Exhibit 9 to Defendant's Motion for Leave to Amend, # <u>24</u> Exhibit 10 to Defendant's Motion for Leave to Amend, # <u>25</u> Proposed Order Granting Defendants' Opposed Motion for eave to Amend Answer and Invalidity Contentions) (Shahdadi, Armon) (Entered: 03/06/2020)
03/07/2020	Text Order GRANTING <u>89</u> Motion for Leave to File Sealed Document entered by Judge Alan D Albright. Before the Court is Defendants' Sand Revolution LLC and Sand Revolution II, LLC (collectively, "Defendants") Unopposed Motion to File Under Seal. The Court GRANTS the motion. The Clerk's Office is directed to file Defendants' Opposed Motion for Leave to Amend Answer and Invalidity Contentions and all exhibits attached under seal. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jy) (Entered: 03/07/2020)
03/09/2020	90 Sealed Motion filed (slt) (Entered: 03/09/2020)
03/13/2020	 91 Motion for leave to File Sealed Document (Attachments: # 1 Proposed Order, # 2 Sealed Document Plaintiff's Opposition to Defendants' Motion for Leave to Amend Answer and Invalidity Contentions, # 3 Sealed Document Ex 2_CIG_0006735_SEALED, # 4 Sealed Document Ex 3_CIG_0006737_AEO, # 5 Sealed Document Ex 5_TyCrop_0000447_AEO, # 6 Sealed Document Ex 6_TyCrop_0000448_TyCrop_452_AEO, # 7 Sealed Document Ex 8_CIG_0000390-403_AEO, # 8 Sealed Document Ex 10_2019-11-25 Def responses Interrs_4th Set_AEO, # 9 Sealed Document Ex 11_CIG_0006738-6739_AEO, # 10 Sealed Document Ex 12_CIG_0006742-43_AEO, # 11 Sealed Document Ex 13_CIG_0006744-48_AEO, # 12 Sealed Document Ex 14_CIG_0006749-53_AEO, # 13 Sealed Document Ex 15_CIG_0006754-58_AEO, # 14 Sealed Document Ex 16_CIG_0006759-64_AEO, # 15 Sealed Document Ex 17_CIG_0006765-71_AEO, # 16 Sealed Document Ex 18_CIG_0006772-73_AEO, # 19 Sealed Document Ex 20_TyCrop_0006541_TyCrop_6543_AEO, # 19 Sealed Document Ex 21_TyCrop_0006546_TyCrop_6577_AEO, # 20 Sealed Document Ex 23_TyCrop_0006644_F048_AEO, # 22 Sealed Document Ex 23_TyCrop_0006642-6643_AEO, # 22 Sealed Document Ex 25_TyCrop_0006644-6648_AEO, # 22 Sealed Document Ex 25_TyCrop_0006644-6648_AEO, # 25 Sealed Document Ex 27_TyCrop_0006649-6653_CONF, # 26 Sealed Document Ex 27_TyCrop_0006649-6653_CONF, # 26 Sealed Document Ex

		28_TyCrop_0006654-6659_AEO, # <u>27</u> Sealed Document Ex 29_TyCrop_0006660-6666_AEO, # <u>28</u> Sealed Document Ex 30_TyCrop_0006667_TyCrop_6668_AEO) (McCallon, Travis) (Entered: 03/13/2020)
03/13/2020	<u>92</u>	Response in Opposition to Motion, filed by Continental Intermodal Group- Trucking LLC, re <u>90</u> Sealed Motion filed filed by Defendant Sand Revolution LLC, Defendant Sand Revolution II LLC <i>(to Defendants' Motion for Leave to Amend Answer and Invalidity Contentions)</i> (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit 1_FCBA Model Patent Local Rules, # <u>3</u> Exhibit 2 -3_FILED UNDER SEAL, # <u>4</u> Exhibit 4_2019-01-25 Email (Mueller to counsel) re CIG Supp Prod, # <u>5</u> Exhibit 5-6_FILED UNDER SEAL, # <u>6</u> Exhibit 7_2019- 11-27 Email (Mueller to Adverse) TyCrop001-6840, # <u>7</u> Exhibit 8_FILED UNDER SEAL, # <u>8</u> Exhibit 9_2018-11-09 Email (Mueller to Adverse) CIG 001- 426, # <u>9</u> Exhibit 10-30_FILED UNDER SEAL, # <u>10</u> Exhibit 31_2020-02-03 SR AMND 30(b)(6) Ntc of Depo_CIG, # <u>11</u> Exhibit 32_US3934739, # <u>12</u> Exhibit 33_US4187047, # <u>13</u> Exhibit 34_US4268208, # <u>14</u> Exhibit 35_ 12-30-19 email re Inventor Depos)(McCallon, Travis) (Entered: 03/13/2020)
03/15/2020		Text Order GRANTING <u>91</u> Motion for Leave to File Sealed Document entered by Judge Alan D Albright. Before the Court is Plaintiff's Motion to File Under Seal (Dkt. 91). The Court GRANTS the Motion. The Clerk's Office is directed to file Plaintiff's Opposition to Defendants' Motion for Leave to Amend Answer and Invalidity Contentions and supporting Exhibits 2, 3, 5, 6, 8, 10-30 under seal. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jy) (Entered: 03/15/2020)
03/16/2020	<u>93</u>	Plaintiff's Opposition to Defendants' Motion for Leave. (slt) (Entered: 03/16/2020)
03/18/2020	<u>94</u>	Joint MOTION to Extend Scheduling Order Deadlines <u>87</u> by Sand Revolution II LLC, Sand Revolution LLC. (Attachments: # <u>1</u> Proposed Order) (Shahdadi, Armon) (Entered: 03/18/2020)
03/20/2020	<u>95</u>	ORDER AMENDING SCHEDULING ORDER. Signed by Judge Alan D Albright. (slt) (Entered: 03/20/2020)
03/20/2020	<u>96</u>	Motion for leave to File Sealed Document (Attachments: # <u>1</u> Proposed Order Granting Motion to Seal, # <u>2</u> Sealed Document Reply in Support of Motion for Leave to Amend [, # <u>3</u> Sealed Document Ex. 1 to Reply, # <u>4</u> Sealed Document Ex. 2 to Reply, # <u>5</u> Sealed Document Ex. 3 to Reply, # <u>6</u> Sealed Document Ex. 4 to Reply) (Shahdadi, Armon) (Entered: 03/20/2020)
03/21/2020		Text Order GRANTING <u>96</u> Motion for Leave to File Sealed Document entered by Judge Alan D Albright. Before the Court is Defendants' Sand Revolution LLC and Sand Revolution II, LLC Unopposed Motion to File Under Seal. The Court GRANTS the motion. The Clerks Office is directed to file Defendants' Reply in Support of Motion for Leave to Amend Answer and Invalidity Contentions and all exhibits attached thereto under seal. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jy) (Entered: 03/21/2020)
03/23/2020	<u>97</u>	Sealed Document filed Defendants' Reply in Support of Motion for Leave. (slt) (Entered: 03/23/2020)

03/24/2020	<u>98</u>	STANDING ORDER from U.S. District Judge Alan D. Albright regarding scheduled civil hearings. (tada) (Entered: 03/25/2020)		
04/09/2020	<u>99</u>	STANDING ORDER REGARDING POST- <i>MARKMAN</i> PATENT CASES. Signed by Judge Alan D Albright. (ja) (Entered: 04/09/2020)		
04/27/2020	<u>100</u>	Joint MOTION to Extend Scheduling Order Deadlines <u>94</u> by Sand Revolution II LLC, Sand Revolution LLC. (Attachments: # <u>1</u> Proposed Order) (Shahdadi, Armon) (Entered: 04/27/2020)		
04/28/2020	101	ORDER AMENDING SCHEDULING ORDER GRANTING <u>100</u> Motion to Extend Scheduling Order Deadlines: Pretrial Conference set for 1/13/2021 at 09:00 AM before Judge Alan D Albright, Jury Selection set for 2/8/2021 at 09:00AM before Judge Alan D Albright, Jury Trial set for 2/8/2021 at 09:00 AM before Judge Alan D Albright, Discovery due by 7/24/2020 , Motions due by 10/30/2020 . Signed by Judge Alan D Albright. (slt) (Entered: 04/29/2020)		
07/09/2020	<u>102</u>	Joint MOTION to Extend Scheduling Order Deadlines <u>101</u> by Sand Revolution II LLC, Sand Revolution LLC. (Attachments: # <u>1</u> Proposed Order) (Shahdadi, Armon) (Entered: 07/09/2020)		
07/12/2020	<u>103</u>	ORDER GRANTING <u>102</u> Motion to Extend Scheduling Order Deadlines. Signed by Judge Alan D Albright. (slt) (Entered: 07/13/2020)		
07/21/2020	104	MOTION to Stay Case <i>After Institution of Inter Partes Review of Asserted</i> <i>Patent</i> by Sand Revolution II LLC, Sand Revolution LLC. (Attachments: # <u>1</u> Exhibit A - IPR Paper 24, # <u>2</u> Exhibit B - IPR Paper 25, # <u>3</u> Exhibit C - WSJ Article, # <u>4</u> Proposed Order)(Shahdadi, Armon) (Entered: 07/21/2020)		
07/22/2020		Text Order DENYING <u>104</u> Motion to Stay Case entered by Judge Alan D Albright. Before the Court is Defendants' motion to stay pending conclusion of an instituted IPR. The Court DENIES this motion for at least the following reasons:		
		 (1) The Court strongly believes the Seventh Amendment, (2) This case has been pending since 2017 and staying the case would only further delay its resolution, (3) Denying the stay would allow the Parties to obtain a more timely and complete resolution of infringement, invalidity, and damages issues, and (4) Plaintiff opposes the stay. 		
		(This is a text-only entry generated by the court. There is no document associated with this entry.) (jy) (Entered: 07/22/2020)		
07/24/2020	<u>105</u>	Sealed Order. Signed by Judge Alan D Albright. (slt) (Entered: 07/27/2020)		
08/13/2020		Federal Circuit Docket Number assigned: Docket No. 2020-145. (slt) (Entered: 08/17/2020)		

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