

1 SEAN K. ENOS, No. 023634
2 **SCHMEISER, OLSEN & WATTS LLP**
3 18 E. University Drive, Suite 101
4 Mesa, AZ 85201-5946
5 Telephone: (480) 655-0073
6 Email: kenos@iplawusa.com

7 ERIC W. BUETHER (*pro hac vice*)
8 CHRISTOPHER M. JOE (*pro hac vice*)
9 KENNETH P. KULA (*pro hac vice*)
10 MICHAEL C. POMEROY (*pro hac vice*)
11 **BUETHER JOE & CARPENTER, LLC**
12 1700 Pacific, Suite 4750, Dallas, TX 75201
13 Telephone: (214) 466-1271
14 Email: Eric.Buether@BJCIPLaw.com
15 Chris.Joe@BJCIPLaw.com
16 Ken.Kula@BJCIPLaw.com
17 Michael.Pomeroy@BJCIPLaw.com

18 *Attorneys for Plaintiff*
19 **ADVANCED VOICE RECOGNITION**
20 **SYSTEMS, INC.**

21 **IN THE UNITED STATES DISTRICT COURT**
22 **FOR THE DISTRICT OF ARIZONA**

23 Advanced Voice Recognition Systems,
24 Inc.,

25 Plaintiff,

26 v.

27 Apple Inc.,

28 Defendant.

Case No. 18-02083-PHX-DGC

**UNOPPOSED MOTION TO AMEND
CASE MANAGEMENT ORDER**

1 Plaintiff Advanced Voice Recognition Systems, Inc. (“AVRS”) hereby files this
2 Unopposed Motion to Amend Case Management Order and shows the Court as follows.

3
4 On September 24, 2018, this Court entered its Case Management Order (Doc. 32.)
5 Currently, pursuant to the Order, AVRS is to disclose its asserted claims and infringement
6 contentions on Friday, December 21, 2018, (*id.* at 2:8-9), and Apple is to disclose its
7 invalidity contentions on February 8, 2019. (*Id.* at 2:11-12.) Because of the upcoming
8 holidays, the accompanying office closings, and various other business or personal
9 commitments by counsel, AVRS respectfully requests that this honorable Court extend
10 its infringement contentions deadline to after the holidays, and as a result move the
11 invalidity contentions deadlines by the same amount. In particular, AVRS moves this
12 court to amend the Case Management Order to indicate that the Disclosure of Asserted
13 Claims and Infringement Contention will be due on January 7, 2019, and the Disclosure
14 of Invalidity Contentions will be due on February 25, 2019. No other deadlines are
15 affected by this request, and this motion is not made to cause delay or filed for any other
16 improper purpose. Apple has confirmed that it does not oppose this request.
17
18
19
20
21
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: December 14, 2018

SCHMEISER, OLSEN & WATTS LLP

By /s/ Kenneth P. Kula
SEAN K. ENOS, No. 023634
18 E. University Drive, Suite 101
Mesa, AZ 85201-5946

ERIC W. BUETHER (*pro hac vice*)
CHRISTOPHER M. JOE (*pro hac vice*)
KENNETH P. KULA (*pro hac vice*)
MICHAEL C. POMEROY (*pro hac vice*)
BUETHER JOE & CARPENTER, LLC
1700 Pacific, Suite 4750
Dallas, TX 75201

Attorneys for Plaintiff
ADVANCED VOICE RECOGNITION
SYSTEMS, INC.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF CONFERENCE

I hereby certify that on December 13, 2018, counsel for Plaintiff Advanced Voice Recognition Systems, Inc. conferred with counsel for Defendant Apple Inc. regarding the foregoing Motion to Amend Case Management Order, and Defendant Apple Inc. does not oppose.

/s/ Kenneth P. Kula

CERTIFICATE OF SERVICE

I hereby certify that on December 14, 2018, I electronically transmitted the attached document(s) to the Clerk’s Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the parties who are CM/ECF registrants.

/s/ Kenneth P. Kula

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

Advanced Voice Recognition Systems,
Inc.,

Plaintiff,

v.

Apple Inc.,

Defendant.

Case No. 18-02083-PHX-DGC

**[PROPOSED] ORDER AMENDING
CASE MANAGEMENT ORDER**

Having considered the Unopposed Motion to Amend Case Management Order,
and good cause appearing,

IT IS HEREBY ORDERED that the Case Management Order (Doc. 32) is
amended as follows:

Event	Current Date	Proposed Date
Disclosure of Asserted Claims and Infringement Contentions (Plaintiff shall assert no more than a total of 12 claims)	December 21, 2018	January 7, 2019
Disclosure of Invalidity Contentions	February 8, 2019	February 25, 2019