

United States District Court,  
M.D. Florida, Orlando Division.

**OMEGA PATENTS, LLC,**  
Plaintiff/Counter Defendant.

v.

**FORTIN AUTO RADIO, INC., and Directed Electronics, Inc,**  
Defendants/Counter Claimants.

No. 6:05-cv-1113-Orl-22DAB

**Nov. 29, 2006.**

Brian R. Gilchrist, Ryan Thomas Santurri, Allen, Dyer, Doppelt, Milbrath & Gilchrist, PA, Orlando, FL, for  
Plaintiff/Counter Defendant.

Brian A. Carpenter, George G. Matava, John R. Posthumus, Steve P. Hassid, Greenberg Traurig, LLP,  
Denver, CO, Christopher Darrow, Greenberg Traurig, LLP, Santa Monica, CA, David S. Oliver, Baker &  
Hostetler, LLP, Orlando, FL, Kristen E. Caverly, Henderson & Caverly, LLP, Rancho Santa Fe, CA, for  
Defendants/Counter Claimants.

## **ORDER**

**ANNE C. CONWAY, District Judge.**

This cause comes before the Court for consideration of Defendant's, Directed Electronics, Inc, Motion for  
Markman Hearing and Construction of the Claims. The following procedures will govern these matters.

1. By **December 4, 2006**, the parties shall exchange lists of proposed claim terms, phrases, or clauses, which  
the party contends should be construed by the Court and shall list any claim element it contends should be  
governed by 35 U.S.C. s. 112, para.6.
2. By **December 8, 2006**, the parties shall exchange a proposed construction for each claim, phrase, or  
clause identified for construction. This document shall include identification of the structure or act  
corresponding to any element the party contends is governed by 35 U.S.C. s. 112, para.6. At the same time,  
the parties shall identify for each other any extrinsic evidence (including dictionary definitions, learned  
treatises, prior art, and lay or expert witnesses) the party contends is appropriate for the Court to consider in  
claim construction.
3. By **December 13, 2006**, the parties shall **prepare and file** a Joint Claim Construction Statement that  
includes all of the following:
  - a. The construction of claim terms, phrases, and clauses as to which the parties agree.

b. Each party's construction of disputed claim terms, phrases, and clauses; together with an identification of all references from the specification or prosecution history and any extrinsic evidence on which the party relies to support its proposed construction.

c. A non-argumentative description of the effect a particular claim construction would have on the issues raised in the summary judgment motions.

d. A statement as to how much time is requested for argument on the motions and, if the opportunity to present testimony is requested, how much is sought for that purpose.

4. Oral arguments on the motions are scheduled **9:00 am on December 18, 2006.**

**DONE and ORDERED.**

M.D.Fla.,2006.

Omega Patents, LLC v. Fortin Auto Radio, Inc.

Produced by Sans Paper, LLC.