

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

WI-LAN, INC.,)	
)	
Plaintiff,)	Case No. 2:07-CV-473-TJW
)	
v.)	CONSOLIDATED WITH:
)	
ACER, INC., <i>et al.</i> ,)	Case No. 2:07-CV-474-TJW
)	
Defendants.)	
_____)	
)	
WI-LAN, INC.,)	JURY TRIAL REQUESTED
)	
Plaintiff,)	
)	
v.)	
)	
WESTELL TECHNOLOGIES, INC., <i>et al.</i> ,)	
)	
Defendants.)	
)	

**ORDER GRANTING JOINT MOTION OF ALL PARTIES TO CONSOLIDATE CLAIM
CONSTRUCTION HEARING AND RELATED CLAIM CONSTRUCTION
DEADLINES CONCERNING COMMON PATENTS**

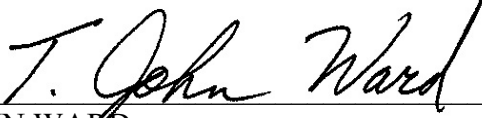
Upon consideration of Defendants’ and Plaintiff’s Joint Motion to Consolidate Claim Construction Hearing And Related Claim Construction Deadlines Concerning Common Patents, the Court hereby GRANTS this motion.

It is therefore ORDERED, that the claim construction proceedings pertaining to (a) U.S. Patent No. RE37,802 (“the ’802 patent”) and (b) U.S. Patent No. 5,282,222 (“the ’222 patent”) in *Wi-LAN, Inc. v. Acer, Inc., et al.* (E.D. Tex. Case No. 2:07-CV-473) and *Wi-LAN, Inc. v. Westell Technologies, Inc., et al.* (E.D. Tex. Case No. 2:07-CV-474) are hereby consolidated with the

claim construction proceedings in *Wi-LAN, Inc. v. Research in Motion Corporation, et al.* (E.D. Tex. Case No. 2:08-CV-247). It is further ordered that these consolidated claim construction proceedings shall take place in accordance with the schedule set forth in the Docket Control Order entered in *Wi-LAN, Inc. v. Research in Motion Corporation, et al.* (E.D. Tex. Case No. 2:08-CV-247) on August 25, 2009. In particular, the following schedule of deadlines for these consolidated claim construction proceedings pertaining to the '802 and '222 patents are in effect until further order of this Court:

- November 13, 2009: Comply with P.R. 4-1.
- December 4, 2009: Comply with P.R. 4-2.
- January 8, 2010: Comply with P.R. 4.3.
- January 22, 2010: Discovery deadline – claims construction issues.
- January 20, 2010: Comply with P.R. 4-5(a).
- February 10, 2010: Comply with P.R. 4-5(b).
- February 19, 2010: Comply with P.R. 4-5(c).
- March 5, 2010: Deadline for submission of background technology tutorials from each side (if a side wishes to submit a background technology tutorial).
- March 11, 2010: Claim construction hearing on '802 and '222 patents, 9:00 a.m., Marshall, Texas.

SIGNED this 5th day of November, 2009.



T. JOHN WARD
UNITED STATES DISTRICT JUDGE