

BETH A. WILKINSON (*pro hac vice*)
WILKINSON STEKLOFF LLP
2001 M Street NW, 10th Floor
Washington, DC 20036
(202) 847-4010
bwilkinson@wilkinsonstekloff.com

JACK P. DICANIO (CA Bar. No 138782)
SKADDEN, ARPS, SLATE, MEAGHER &
FLOM LLP
525 University Avenue
Palo Alto, CA 94301
(650) 470-4500
jack.dicano@skadden.com

JULIE ELMER (*pro hac vice*)
JENNIFER MELLOTT (*pro hac vice*)
FRESHFIELDS US LLP
700 13th St NW
Washington, DC 20005
(202) 777-4500
julie.elmer@freshfields.com
jennifer.mellott@freshfields.com

Attorneys for Defendant
JUNIPER NETWORKS, INC

SAMUEL G. LIVERSIDGE (CA No. 180578)
GIBSON, DUNN & CRUTCHER LLP
333 South Grand Avenue
Los Angeles, CA 90071-3197
(213) 229-7000
sliversidge@gibsondunn.com

MICHAEL J. FREEMAN (OH No. 086797)
U.S. DEPARTMENT OF JUSTICE
ANTITRUST DIVISION
450 Fifth Street, NW, Suite 4000
Washington, DC 20530
Telephone: (212) 213-2774
Fax: (202) 514-5847
Michael.Freeman@usdoj.gov

Attorney for Plaintiff
UNITED STATES OF AMERICA

Attorneys for Defendant
HEWLETT PACKARD ENTERPRISE CO.

[Additional counsel listed on signature page]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

Plaintiff

v.

HEWLETT PACKARD ENTERPRISE CO.
and JUNIPER NETWORKS, INC.,

Defendants.

Case No. 25-cv-00951-PCP

~~JOINT PROPOSED~~ SCHEDULING
ORDER

1 Plaintiff United States of America and Defendants Hewlett Packard Enterprise Co.
 2 (“HPE”) and Juniper Networks, Inc. (“Juniper”), jointly submit this Joint Proposed Scheduling
 3 Order pursuant to the Court’s order at the Case Management Conference on February 28, 2025.

Event	Date
Complaint filed	Jan. 30, 2025
Answers filed	Feb. 10, 2025
Discovery begins	Feb. 14, 2025
Plaintiff produce Investigative File	No later than Feb. 20, 2025
Any other parties must be joined or the pleadings amended	Feb. 28, 2025
Parties exchange preliminary trial fact witness lists	Mar. 14, 2025
Parties exchange designations of the field of expertise for all experts they intend to call in their respective case-in-chief and defense case	Apr. 21, 2025
Close of written and document fact discovery	Apr. 28, 2025
Parties serve initial expert reports on the issues on which the Parties bear the burden	Apr. 28, 2025
Parties exchange final trial fact witness lists	May 19, 2025
Parties to serve any rebuttal expert reports to the initial expert reports	May 19, 2025
Close of fact deposition discovery	May 28, 2025
Parties exchange exhibit lists (including redacted versions of such exhibits, as set forth in the Protective Order) and opening deposition designations	June 2, 2025
Parties to serve any reply expert reports to the rebuttal expert reports	June 4, 2025
Each Party informs each non-party of all documents produced by that non-party that are on the Party’s exhibit list and all depositions of that non-party that have been designated by any Party.	June 5, 2025

Event	Date
Parties exchange of objections to exhibit lists (including redacted versions of any exhibits identified by the opposing Party that contain information the Party previously designated as Confidential or Highly Confidential Information and objections to redactions that were initially exchanged with the exhibit lists, as set forth in the Protective Order), objections to deposition designations, and/or counters to deposition designations	June 11, 2025
Deadline for expert depositions and close of expert discovery	June 13, 2025
Any Party or non-party Protected Person that seeks to prevent its Confidential Information or Highly Confidential Information contained in a trial exhibit or designated deposition testimony from being disclosed on the public record at Trial must file a motion with the Court seeking to seal such information	June 16, 2025
Each side exchanges its objections to the other side's deposition counter-designations	June 18, 2025
Deadline for filing motions <i>in limine</i> and <i>Daubert</i> motions	June 18, 2025
Parties meet and confer regarding disputes about trial exhibits and deposition designations, including confidentiality of any Party and non-party documents or depositions	June 19 - June 23, 2025
Parties serve expert witness lists, including designations of all experts that each intends to call in its respective case, along with a brief statement of the subject matter on which the expert will testify	June 23, 2025
Joint Party Submission to Court regarding disputes about admissibility of trial exhibits, confidentiality issues, and deposition designations	June 25, 2025
Pre-trial briefs and proposed findings of fact and conclusions of law to be filed (in a format to be directed by the Court)	June 25, 2025
Responses to any motions <i>in limine</i> or <i>Daubert</i> motions	June 25, 2025
Final pre-trial conference	June 30, 2025
Parties submit final trial exhibits to Court (in a format to be directed by the Court)	July 3, 2025
Trial begins	July 9, 2025
Post-trial briefs and proposed findings of fact and conclusions of law to be filed (in a format to be directed by the Court)	7 days after trial concludes

1 Modifications of the rights and responsibilities of the Parties under this Order may be
2 made by mutual agreement of the Parties, provided any such modification has no effect on the
3 schedule for pretrial filings or trial dates. Otherwise, any Party may seek modification of this
4 Order for good cause.

5
6 Dated: March 5, 2025

/s/ Beth A. Wilkinson

Beth A. Wilkinson (*pro hac vice*)
Wilkinson Stekloff LLP
2001 M Street NW, 10th Floor
Washington, DC 20036
(202) 847-4010
bwilkinson@wilkinsonstekloff.com

10 Julie Elmer
11 Jennifer Mellott
12 Freshfields US LLP
13 700 13th Street, NW, 10th Floor
14 Washington, DC 20005-3960
(202) 777-4500
julie.elmer@freshfields.com
jennifer.mellott@freshfields.com

15 Samuel G. Liversidge (CA No. 180578)
16 Gibson Dunn & Crutcher LLP
17 333 South Grand Avenue
18 Los Angeles, CA 90071-3197
19 (213) 229-7000
sliversidge@gibsondunn.com
*Attorneys for Defendant Hewlett Packard
Enterprise Co.*

20 Dated: March 5, 2025

/s/ Steve C. Sunshine

21 Steven. C. Sunshine
22 Tara Reinhart
23 Skadden, Arps, Slate, Meagher & Flom LLP
24 1440 New York Avenue, NW
25 Washington, DC 20005
(202) 371-7000
steve.sunshine@skadden.com
tara.reinhart@skadden.com


1 *Attorneys for Defendant Juniper Networks,*
2 *Inc.*

3 Dated: March 5, 2025

4 /s/ Michael J. Freeman
5 Michael J. Freeman
6 Senior Litigation Counsel
7 U.S. Department of Justice
8 450 Fifth Street, NW, Suite 4000
9 Washington, DC 20530
10 Telephone: (212) 213-2774
11 Fax: (202) 514-5847
12 Michael.Freeman@usdoj.gov
13 *Attorneys for Plaintiff United States*

14 PURSUANT TO STIPULATION, IT SO ORDERED.

15 Dated: March 7, 2025

16 
17 HONORABLE P. CASEY PITTS
18 United States District Judge
19
20
21
22
23
24
25

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

ATTORNEY ATTESTATION

I, Julie Elmer, am the ECF user whose identification and password are being used to file the [JOINT PROPOSED] SCHEDULING ORDER. In compliance with Local Rule 5-1(i)(3), I hereby attest that all signatories hereto concur in this filing.

/s/ Julie Elmer