

UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

CHAMBERS OF
SUE L. ROBINSON
U.S. DISTRICT JUDGE



U.S. COURTHOUSE
844 N. KING STREET Unit 31
WILMINGTON, DELAWARE 19801-3568
302 573-6310

March 24, 2014


Dear Counsel:

As a direct result of the lively and informative discussions Judge Stark and I have had through the Court's Patent Study Group ("PSG"), I have determined to change the way I process patent cases. You will find my revised orders on my website. Any non-ANDA patent case that has had a scheduling order entered in the past six months will presumptively be switching to the new process, keeping to the extent possible the pretrial and trial dates, but probably having to add and/or change other status and hearing dates. I ask that you confer verbally with opposing counsel consistent with my new orders, which expand upon your responsibilities under Fed. R. Civ. P. 26(f) and 16, in order to conform your current order into the new format prior to meeting with me.

I apologize for the inevitable confusion and inefficiencies that come from these modifications. Clearly, however, the very nature of patent litigation has changed, and the message sent by virtually all participants in the PSG was that my process could better adjust to those changes. Judge Stark and I thank all the PSG participants for their candid observations, and I thank as well my colleagues for being supportive of my first efforts at putting the PSG lessons into practice.

I am setting aside time during the next several months to meet with counsel about the revisions to their scheduling orders. My staff will be in touch to schedule those meetings.

Cordially,


Sue L. Robinson