

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

INFERNAL TECHNOLOGY, LLC,
TERMINAL REALITY, INC.,

Plaintiffs,

v.

SONY INTERACTIVE ENTERTAINMENT
AMERICA, LLC, SONY INTERACTIVE
ENTERTAINMENT LLC,

Defendants.

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CIVIL ACTION NO. 2:19-CV-00248-JRG

ORDER

Before the Court is Plaintiffs Infernal Technology, LLC and Terminal Reality Inc.’s (“Plaintiffs”) Unopposed Motion to Amend the Docket Control Order (the “Motion”). (Dkt. No. 87.) In the same, the Plaintiffs request that the Court extend their post-*Markman* deadlines by six months in light of the COVID-19 outbreak. Having considered the Motion, the Court is of the opinion that the Motion should be and hereby is **DENIED WITHOUT PREJUDICE**.

The Court notes that the current situation with the COVID-19 outbreak is both serious and constantly evolving. That said, the current deadline for fact discovery in this case is June 15, 2020, and the Court is hopeful that things will have generally improved before that date. Given the uncertainties faced by all concerned, the Court is reluctant, at this time, to assume that there is no likelihood of generally improved conditions by mid-June. The parties, thus, are free to renew their motion and seek relief at a later date if the situation has not improved. The Court does not wish to prejudice any party or put any party at risk, but in the Court’s view there is simply too much uncertainty at this point to warrant the relief presently sought in the Motion. Another look at a later time, when we all know more, seems the prudent course of action.

So ORDERED and SIGNED this 27th day of March, 2020.



RODNEY GILSTRAP
UNITED STATES DISTRICT JUDGE