

PMNOC Timetable Checklist

Item No.	Description	Yes/ No	Date for Completion/Filing
Pleadings and Related Motions Phase			
1	Motion to dismiss and/or strike pursuant to section 6.08 of the <i>Patented Medicines (Notice of Compliance) Regulations</i> [Regs] or Rule 221		
2	Motion for particulars		
3	Service and filing of Statement of Defence or Defence and Counterclaim		
4	Service and filing of Reply or Reply and Defence to Counterclaim		
5	Service and filing of Reply to Defence to Counterclaim		
6	Motion to amend any pleading		
7	Service and filing of any amended pleadings		
Documentary Discovery and Related Motions Phase			
8	Motion for confidentiality order under Rule 151/152 and/or section 6.06 of the Regs		
9	Motion pursuant to subsection 6.07(1) of the Regs for declaration that a patent or certificate of supplementary protection is ineligible for inclusion on the register		
10	Motion for joinder pursuant to section 6.02 of Regs		
11	Service of claims construction chart	Yes	
12	Service of response to claims construction	Yes	

Item No.	Description	Yes/ No	Date for Completion/Filing
	chart		
13	To advise whether the parties are interested in a fully electronic trial	Yes	
14	Finalization of discovery plan	Yes	
15	Exchange of affidavits of documents and schedule 1 productions	Yes	
16	Motion to set aside or vary confidentiality rules under subsection 6.03(4) of Regs		
17	Motion for production of portions of the ANDS pursuant to subsections 6.04(1) of the Regs		
18	Motion for production of invention documents pursuant to subsection 6.04(2) of the Regs		
19	Motion for production of generic samples		
20	Finalization of protective agreement		
21	Motion for protective order		
22	Motion for further and better affidavit of documents		
23	Motion for production from a non-party		
Dispute Resolution Phase			
24	Parties to advise whether they are interested in participating in a dispute resolution process at this stage or at a later stage in the proceeding	Yes	
25	Dispute resolution conference		

Item No.	Description	Yes/ No	Date for Completion/Filing
42	Delivery of any notification of objections to expert reports		
Trial Preparation and Related Motions Phase			
43	Service and filing of any evidence-in-chief affidavits	Yes	
44	Service and filing of outline of intended viva voce testimony of fact witnesses	Yes	
45	Motion for letters rogatory		
46	Last day for delivery of answers to undertakings	Yes	
47	Deadline for final amendments to claims construction chart	Yes	
48	To advise whether the parties are interested in having the proceeding added to the trial ready list		
49	Service and filing of trial record	Yes	
50	Filing of expert reports	Yes	
51	Further trial management conference to address issues such as identification of the patents and/or claims that remain in issue and specific claim construction disputes that still exist	Yes	
52	Service of demonstrative evidence notice pursuant to Rule 287	Yes	
53	Service and filing of any objections to demonstrative evidence		
54	Service of any final request to admit facts or documents		
55	Deadline for responses to final request to admit facts or documents		

Item No.	Description	Yes/ No	Date for Completion/Filing
56	Filing of proposed discovery read-ins	Yes	
57	Filing of agreed statement of facts	Yes	
58	Filing of joint book of documents	Yes	
59	Presentation of joint or individual primer to trial judge	Yes	
60	Filing of jointly-prepared schedule setting out the expected order and direction of the testimony of each witness	Yes	
Trial Phase			
61	Start of trial	Yes	
62	End of trial	Yes	