

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

KERR CORPORATION,

Plaintiff,

v.

3M COMPANY, DENTSPLY
INTERNATIONAL, INC., and
3M INNOVATIVE PROPERTIES
COMPANY,

Defendants.

ORDER

06-C-423-C

A telephone scheduling conference was held in this case on February 9, 2007 before United States District Judge Barbara B. Crabb. David DeBruin participated on behalf of plaintiff; Garret Leach and Catherine Cetrangolo participated on behalf of defendants 3M Company and 3M Innovative Properties Company; and Joseph Ranney and Steven Maslowski participated on behalf of Dentsply International Inc.

Mr. DeBruin advised the court that the patent claim disputes against 3M had been settled, so that the only unresolved issues relating to these parties are 3M's patent claims against plaintiff. Counsel believe that the claims between plaintiff and defendant Dentsply

are no longer related to the disputes between plaintiff and 3M and that the two matters should be severed and treated as two cases. That request will be granted.

A claims construction hearing on the 3M patent claims will be held at 9:00 a.m. on March 16, 2007. Trial will be held during the week beginning September 10, 2007. Counsel for the two parties are to confer and decide on a revised schedule for the submission of expert reports and motions for summary judgment and file it promptly with the court. The final pretrial conference will be held on Thursday, September 6, 2007 at 4:00 p.m.

The claims construction hearing for the patent claims relating to the suit between plaintiff and Dentsply will be heard at 9:00 on March 21, 2007. The expert reports are due on April 9, 2007; expert responses are due on May 7, 2007. Motions for summary judgment are to be filed by May 7, 2007; responses are due May 29; replies are due June 8, 2007.

Entered this 9th day of February, 2007.

BY THE COURT:
/s/
BARBARA B. CRABB
District Judge