

Local Patent Rules - Northern District of Ohio

IV. Claim Construction Proceedings

4.8 Advice of Counsel

Unless otherwise ordered by the Court, 90 days before the close of fact discovery, each party relying upon advice of counsel as part of a patent-related claim or defense for any reason shall produce or make available for inspection and copying any written advice and documents related thereto. Regardless of the deadline for the completion of fact discovery, if a party relies on advice of counsel, the opposing party shall be afforded an adequate opportunity to obtain discovery pertaining to such advice.

A party who does not comply with the requirements of this L. P. R. 4.8 shall not be permitted to rely on advice of counsel for any purpose absent a stipulation of all parties or by order of the Court.