

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAP AMERICA INC. AND SAP AG,
Petitioners,

v.

VERSATA DEVELOPMENT GROUP INC.,
Patent Owner.

Case CBM2012-00001
Patent 6,553,350


Before the honorable MICHAEL P. TIERNEY, SALLY C. MEDLEY and RAMA
G. ELLURU.

**PETITIONERS RENEWED REQUEST FOR EXPEDITED
DETERMINATION OF INVALIDITY UNDER 35 U.S.C § 101**

In the conference call of February 12, 2013, the Board ruled that it would not expedite trial on the ground of invalidity under 35 U.S.C. § 101, as requested by Petitioners (Paper 40), unless Petitioners would agree to forgo a decision on the ground of invalidity under 35 U.S.C. § 102. Although Petitioners respectfully submit that the Petitioners' proposed expedited schedule would serve the interests of justice and efficiency without such an election, if the Board orders such an expedited schedule and believes a final written decision on the § 101 ground can be rendered by approximately May 31, 2013, Petitioners, in light of the ruling above and in order to achieve this expedited schedule, would agree to withdraw the instituted grounds of invalidity under 35 U.S.C. § 102.

Dated: February 14, 2013

Respectfully submitted,

By: 

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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Petitioners Renewed Request for Expedited Determination of Invalidity Under 35 U.S.C § 101 was served on February 14, 2013, to Nancy J. Linck and Martin M. Zoltick, Lead and Back-up Counsel for Versata, respectively, at the service e-mail address of VERSATA-PGR@rfem.com provided in Versata's Mandatory Notices. The parties have agreed to electronic service.



**FINNEGAN, HENDERSON,
FARABOW, GARRETT &
DUNNER, L.L.P.**