

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LIBERTY MUTUAL INSURANCE CO.
Petitioner

v.

PROGRESSIVE CASUALTY INSURANCE CO.
Patent Owner

Cases CBM2012-00002; CBM2012-00004 (JL)
Patent 6,064,970

Case CBM2013-00004 (JL)
Patent 8,090,598

Cases CBM2012-00003; CBM2013-00009 (JL)
Patent 8,140,358

NOTICE OF STIPULATION OF DUE DATES

MAIL STOP PATENT BOARD
Patent Trial and Appeal Board
U.S. Patent & Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

Petitioner Liberty and Patent Owner Progressive jointly stipulate to move due dates as follows:

Cases CBM2012-00002; -00004 (6,064,970)

1. Move Due Date 4 (including any Patent Owner motion for Observation on Cross) from September 16, 2013 to October 1, 2013;
2. Move Due Date 5 (including Petitioner Response to any Observation on Cross) from September 30, 2013 to October 11, 2013; and
3. Move Due Date 6 from October 7, 2013 to October 17, 2013.

Case CBM2013-00004 (8,090,598)

1. Move Due Date 5 (including Petitioner Response to any Observation on Cross) from October 17, 2013 to October 18, 2013.

Cases CBM2012-00003; CBM2013-00009 (8,140,358)

1. Move Due Date 4 (including any Patent Owner motion for Observation on Cross) from September 16, 2013 to September 30, 2013;
2. Move Due Date 5 (including Petitioner Response to any Observation on Cross) from September 25, 2013 to October 4, 2013;
3. Move Due Date 6 from October 1, 2013 to October 8, 2013; and
4. Move Due Date 7 from October 8, 2013 to October 15, 2013.

Attached is a photocopy of the Scheduling Order Appendixes, with the old Due Dates crossed out and the new dates inserted by hand. This paper is being filed by Progressive Casualty Insurance Co. with the approval of counsel for Liberty Mutual Insurance Co.

Date: September 4, 2013

By: /s/ James L. Wamsley

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CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of September, 2013, a true and correct copy of the foregoing NOTICE OF STIPULATION OF DUE DATES was served, in accordance with the parties' electronic service agreement, by electronic mail upon the following counsel for Petitioner Liberty Mutual Insurance Co.

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CBM2012-00002
Patent 6,064,970

DUE DATE APPENDIX

DUE DATE 1.....~~April 25, 2013~~ *MAY 1, 2013*
Patent owner's response to the petition
Patent owner's motion to amend the patent

DUE DATE 2.....~~July 25, 2013~~ *AUGUST 6, 2013*
Petitioner's reply to patent owner response to petition
Petitioner's opposition to motion to amend

DUE DATE 3.....~~August 26, 2013~~ *August 27, 2013*
Patent owner's reply to petitioner opposition to motion to amend

DUE DATE 4.....~~September 16, 2013~~ *OCTOBER 1, 2013*
Petitioner's motion for observation regarding cross-examination of
reply witness
Motion to exclude evidence
Request for oral argument

DUE DATE 5.....~~September 30, 2013~~ *OCTOBER 11, 2013*
Patent owner's response to observation
Opposition to motion to exclude

DUE DATE 6.....~~October 7, 2013~~ *OCTOBER 17, 2013*
Reply to opposition to motion to exclude

DUE DATE 7.....~~October 21, 2013~~
Oral argument (if requested)

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