

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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LIBERTY MUTUAL INSURANCE CO.,  
Petitioner,

v.

PROGRESSIVE CASUALTY INSURANCE CO.,  
Patent Owner.

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Case CBM2012-00003  
Patent 8,140,358

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Before JAMESON LEE, JONI Y. CHANG, and  
MICHAEL R. ZECHER, *Administrative Patent Judges*.

LEE, *Administrative Patent Judge*

ORDER  
Conduct of the Proceeding  
*37 C.F.R. § 42.5*

On March 25, 2014, a telephone conference call was held. The participants were respective counsel for the parties and Judges Lee, Chang, and Zecher. Patent Owner initiated the call, and arranged for the services of a court reporter. Counsel for Patent Owner agreed to file a copy of the transcript of the conference call.

The Board rendered a final written decision on February 11, 2014. Paper 78. Petitioner filed a Request for Rehearing on March 13, 2014. Paper 81.

Counsel for Patent Owner explained that it makes two requests, in the alternative: (1) authorization for filing a “Motion to Strike” Petitioner’s Request for Rehearing, because it cannot reasonably be deemed a Request for Rehearing; and (2) an opportunity to respond to Petitioner’s Request for Rehearing.

The Board authorized Patent Owner to respond to Petitioner’s Request for Rehearing.

It is

ORDERED that Patent Owner is authorized to file a response, limited to 3 pages, by March 28, 2014, to Petitioner’s Request for rehearing (Paper 81).

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