

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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TRULIA, INC.  
Petitioner

v.

ZILLOW, INC.  
Patent Owner

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Case CBM2013-00056  
Patent 7,970,674

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Before JAMESON LEE, JOSIAH C. COCKS, and MICHAEL W. KIM,  
*Administrative Patent Judges.*

LEE, *Administrative Patent Judge.*

Order  
Conduct of Proceedings  
*37 C.F.R. § 42.05*

### Introduction

On April 1, 2014, an initial telephone conference call was held between respective counsel for the parties and Judges Lee, Cocks, and Kim. Both parties filed a proposed motions list.

### Discussion

Neither party indicated a problem with the due dates set in the Scheduling Order (Paper 14).

Counsel for the Patent Owner sought clarification of the entry for Due Date 4, which reads: “Motion for observation regarding cross-examination of reply witness.” We confirmed that it applies to the reply witness of both parties, including any reply witness of the Petitioner with regard to its petition, and any reply witness of the Patent Owner with regard to a motion to amend claims.

The Petitioner sought to make of record corresponding published patent applications of Patent 7,130,810 (“Foster”), Patent 7,120,599 (“Keyes”), and Patent 7,219,078 (“Lamont”). Counsel for the Petitioner represented that the contents of the published applications and the patents themselves, to the extent cited in the Petition, are the same. We asked the parties to confer with each other in that regard, and then initiate another conference call with the Board.

### Order

It is

ORDERED that the parties will jointly initiate another conference call with the Board within one week of the date of the initial telephone conference call; and

FURTHER ORDERED that all of the Due Dates 1-7 set in the Scheduling Order (Paper 14) remain unchanged.

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