
From: Richard M. Bemben [mailto:RBEMBEN@skgf.com]
Sent: Wednesday, December 21, 2016 3:54 PM
To: Trials <Trials@USPTO.GOV>; Richter, Cole <richter@mbhb.com>
Cc: Rob Sokohl <RSOKOHL@skgf.com>; Lori Gordon <LGORDON@skgf.com>;
'erika.arnner@finnegan.com' <erika.arnner@finnegan.com>; 'joshua.goldberg@finnegan.com'
<joshua.goldberg@finnegan.com>; 'kevin.rodkey@finnegan.com' <kevin.rodkey@finnegan.com>;
'rachel.emsley@finnegan.com' <rachel.emsley@finnegan.com>; 'cory.bell@finnegan.com'
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<jay.knobloch@tradingtechnologies.com>; Gannon, Michael <gannon@mbhb.com>; Sigmond, Leif
<sigmond@mbhb.com>; Kurcz, Jennifer <kurcz@mbhb.com>; PTAB Account <PTAB@skgf.com>
Subject: RE: CBM2016-00009

Mr. Kellogg,

Petitioners do not oppose.

Best,
R. M. Bemben
(Backup counsel for Petitioners)

From: Trials [mailto:Trials@USPTO.GOV]
Sent: Wednesday, December 21, 2016 3:03 PM
To: Richter, Cole; Trials
Cc: Richard M. Bemben; Rob Sokohl; Lori Gordon; 'erika.arnner@finnegan.com';
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'cory.bell@finnegan.com'; 'trading-tech-CBM@finnegan.com'; 'tt-patent-cbm@tradingtechnologies.com';
Jay Knobloch; Gannon, Michael; Sigmond, Leif; Kurcz, Jennifer; PTAB Account
Subject: RE: CBM2016-00009

Counsel,

Does the petitioner oppose entry of this motion?

Thanks,

Andrew Kellogg,
Supervisory Paralegal
Patent Trial and Appeal Board
USPTO

andrew.kellogg@uspto.gov

Direct: 571-272-5366

From: Richter, Cole [<mailto:richter@mbhb.com>]

Sent: Wednesday, December 21, 2016 2:11 PM

To: Trials <Trials@USPTO.GOV>

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Subject: CBM2016-00009

Your Honors,

Patent Owner filed and served a motion to exclude evidence on December 13, 2016 in the above-identified proceeding. Petitioners responded to this motion on December 20, 2016. However, Patent Owner's motion did not actually appear on the docket despite being uploaded, submitted, and having an entry in the "View All Motions" portion of E2E. Patent Owner also received a filing receipt (attached).

Patent Owner contacted the docketing clerk regarding this anomaly who explained that there was likely an error during the document upload but that a glitch in the system permitted the entry to be created, which appears as a successful document upload. To remedy this, the clerk suggested refileing the actual document using the same motion entry and contacting your Honors to explain this system glitch. Accordingly, Patent Owner respectfully requests entry of this paper onto the docket. Patent Owner is available for a teleconference to discuss this procedure if necessary.

Best regards,

Cole Richter

Back-up counsel for Patent Owner



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