

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

CHI MEI INNOLUX CORPORATION  
Petitioner

v.

Patent of SEMICONDUCTOR ENERGY  
LABORATORY CO., LTD.  
Patent OWNER

---

Case IPR2013-00028  
Patent 6,404,480

---

Before SALLY C. MEDLEY, *Administrative Patent Judge*.

ORDER  
Management of the Record  
*37 C.F.R. § 42.7(a)*

A Petition for *Inter Partes* Review was filed on October 19, 2012. On January 24, 2013, Patent Owner, Semiconductor Energy Laboratory Co., filed their Preliminary Response to the Petition. Paper 10. Due to an error uploading exhibits into the Patent Review Processing System (PRPS), exhibits 2007 and 2009 were not correctly uploaded. Paper 12 at 1. On January 25, 2013, Patent Owner

Case IPR2013-00028  
Patent 6,404,480

contacted Board personnel regarding the problem.<sup>1</sup> Board personnel advised Patent Owner that since it was not possible to renumber exhibits in PRPS, in order to avoid confusion, a new Patent Owner Preliminary Response should be uploaded with the correct citations. On the evening of January 25, 2013, Patent Owner uploaded a revised Preliminary Response, Paper 11. In addition, Patent Owner filed a Request for Authorization to file Motion and Motion to Expunge Paper No. 10 requesting acceptance of the new Patent Owner Preliminary Response and expungement of the original Patent Owner Preliminary Response. Paper 12. On January 28, 2013, counsel for Petitioner contacted Board personnel and represented that Petitioner did not oppose expungement of the original Patent Owner Preliminary Response and the filing of the new Patent Owner Preliminary Response.

Accordingly, it is

ORDERED that Patent Owner's Request for Authorization to File a Motion and Motion to Expunge Paper No. 10 is GRANTED; and

FURTHER ORDERED that Paper 10 be expunged.

PETITIONER:

Scott A. McKeown, Esq.  
Oblon, Spivak, McClelland,  
Maier & Neustadt, LLP  
Email: [cpdocketmckewon@oblon.com](mailto:cpdocketmckewon@oblon.com)

---

<sup>1</sup> January 25, 2013 was the due date for Patent Owner's Preliminary response. 37 C.F.R. § 42.107(b).

Case IPR2013-00028  
Patent 6,404,480

Gregory S. Cordrey, Esq.  
Jeffer Mangels Butler & Mitchell, LLP  
Email: [gcordrey@jmbm.com](mailto:gcordrey@jmbm.com)

PATENT OWNER:

Eric J. Robinson, Esq.  
Sean C. Flood, Esq.  
Robinson Intellectual Property Law Office, PC  
Email: [erobinson@riplo.com](mailto:erobinson@riplo.com)  
Email: [sflood@riplo.com](mailto:sflood@riplo.com)