

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CARL ZEISS SMT GMBH
Petitioner

v.

NIKON CORPORATION
Patent Owner

Case IPR2013-00363
Patent 7,348,575 B2

Before HOWARD B. BLANKENSHIP, SALLY C. MEDLEY, and
MATTHEW R. CLEMENTS, *Administrative Patent Judges*.

MEDLEY, *Administrative Patent Judge*.

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

A conference call was held on March 13, 2014, involving respective counsel for Petitioner and Patent Owner, and Judges Medley, Blankenship, and Clements. The purpose of the call was for Patent Owner to seek authorization to file a substitute Exhibit 2002.

Counsel for Patent Owner explained that the Exhibit 2002 paragraph 39 chart contains incorrect text for the “Second Unit.” Counsel for Patent Owner explained that the correct information is provided in the chart on page 6 of the Patent Owner Response (Paper 21). Patent Owner seeks authorization to file a substitute Exhibit 2002 for the sole purpose of replacing the text for the “Second Unit” of the declaration with the text for the “Second Unit” found on page 6 of the Patent Owner Response. The request is unopposed. The request is *granted*.

It is

ORDERED that Patent Owner’s request to file a substitute Exhibit 2002 is granted;

FURTHER ORDERED that Patent Owner shall file, no later than March 18, 2014, a corrected version of Exhibit 2002 and shall upload and style the exhibit as “Substitute Exhibit 2002;”

FURTHER ORDERED that Patent Owner serve a redlined version of Substitute Exhibit 2002 showing the changes; and

FURTHER ORDERED that Patent Owner file a paper styled “Notice Regarding Filing of Substitute Exhibit 2002” containing a brief explanation that the substitute Exhibit 2002 is filed for the sole purpose of correcting the paragraph 39 chart “Second Unit” text and that no other changes are made.

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