

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FACEBOOK, INC.
Petitioner

v.

B.E. TECHNOLOGY, L.L.C.
Patent Owner

Cases IPR2014-00052
IPR2014-00053
Patent 6,628,314 B1

Before SALLY C. MEDLEY, KALYAN K. DESHPANDE, and LYNNE E. PETTIGREW, *Administrative Patent Judges*.

DESHPANDE, *Administrative Patent Judge*.

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

IPR2014-00052
IPR2014-00053
Patent 6,628,314 B1

On May 7, 2014, the initial conference call¹ was held between counsel for the respective parties and Judges Medley, Deshpande, and Pettigrew.

Motions

Neither party seeks authorization to file a motion at this time. As explained, if Patent Owner determines that it will file a motion to amend, Patent Owner must arrange a conference call soon thereafter with the Board and opposing counsel to discuss the proposed motion to amend. *See* 37 C.F.R. § 42.121(a). Petitioner has provided a list of potential motions, but does not seek authorization to file these motions at this time. IPR2014-00052 Paper 15, IPR2014-00053 Paper 14.

The parties were reminded that if they seek authorization to file a motion not contemplated per the Scheduling Order, the party requesting such authorization must arrange a conference call with opposing counsel and the Board.

Schedule

Counsel for the respective parties indicated that they have no issues with the Scheduling Order entered April 9, 2014.

To the extent issues arise with DATES 1-3 identified in the Scheduling Order, the parties are reminded that, without obtaining prior authorization from the Board, they may stipulate to different dates for DATES 1-3, as provided in the

¹ The initial conference call is held to discuss the Scheduling Order and any motions that the parties anticipate filing during the trial. Office Patent Trial Practice Guide, 77 *Fed. Reg.* 48756, 48765 (Aug. 14, 2012).

IPR2014-00052
IPR2014-00053
Patent 6,628,314 B1

Scheduling Order, by filing an appropriate notice with the Board. The parties may not stipulate to any other changes to the Scheduling Order.

Order

It is

ORDERED that no motions are authorized at this time.

PETITIONER:

Heidi Keefe
hkeefe@cooley.com

Mark Weinstein
mweinstein@cooley.com

PATENT OWNER:

Jason Angell
jangell@ftklaw.com