

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE, INC.,  
TWITTER, INC., AND YELP INC.,  
Petitioners,

v.

EVOLUTIONARY INTELLIGENCE, LLC,  
Patent Owner.

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Case IPR2014-00086  
Case IPR2014-00812  
Patent 7,010,536

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BRIAN J. McNAMARA, *Administrative Patent Judge.*

ORDER CONCERNING FILING PAPERS IN JOINED PROCEEDING AND  
EXPUNGING PAPERS FILED IN IPR2014-00812

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

On June 25, 2014 we joined IPR2014-00812 brought by Twitter, Inc. and Yelp Inc., and IPR2014-00086, brought by Apple, Inc. (IPR2014-00812, Paper 12; IPR2014-00086, Paper 16). Page 5 of our Decision Granting the Motion for Joinder ordered that IPR2014-00812 was terminated and that all further filings in the joint proceeding shall be made in IPR2014-00086.

On July 18, 2014 Evolutionary Intelligence, LLC filed a Patent Owner's Response and Exhibits 2001-2006 in IPR2014-00812. In view of the fact that IPR2014-00812 has been terminated, the filings made by Evolutionary Intelligence, LLC in IPR2014-00812 will be expunged.

It appears that Evolutionary Intelligence, LLC filed the same papers in IPR2014-00086. However, Evolutionary Intelligence is granted until July 23, 2014, to file any papers in IPR2014-00086 that were filed erroneously in IPR2014-00812 on July 18, 2014 and not filed in IPR2014-00086.

In consideration of the above, it is

ORDERED that the Patent Owner's Response and Exhibits 2001-2006 filed on July 18, 2014 in IPR2014-00812 are to be expunged;

FURTHER ORDERED that Evolutionary Intelligence, Inc. may file in IPR2014-00086 those papers, if any, that were erroneously filed in IPR2014-00812 on July 18, 2014, but not filed in IPR2014-00086. No new or revised papers may be filed in IPR2014-00086; and

FURTHER ORDERED that all papers in the joined proceeding are to be filed in IPR2014-00086.

Case IPR2014-00086; IPR2014-00812 (joined)  
Patent 7,010,536

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