UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MASTERCARD INTERNATIONAL INCORPORATED Petitioner

v.

D'AGOSTINO, JOHN Patent Owner

Case IPR2014-00543 Patent 8,036,988

NOTICE OF JOINT STIPULATION TO MODIFY DUE DATE 1 AND DUE DATE 2

DOCKET

Patent Owner submits this paper on behalf of both parties to give the Board notice that the parties have stipulated to a change in the current schedule. Pursuant to the Scheduling Order dated September 4, 2014 (Paper 9) and in accordance with 77 Fed. Reg. 48756, 48765 (Aug. 14, 2012), Patent Owner has requested and Petitioner does not oppose a change in the Scheduling Order and, as a result, Patent Owner and Petitioner hereby stipulate and request that the Board change the Scheduling Order as follows:

1. Modify DUE DATE 1 from November 25, 2014 to December 5, 2014; and

2. Modify DUE DATE 2 from February 17, 2015 to February 27, 2015. The parties are not requesting any changes to DUE DATES 3-7, and believe the short requested extension will not otherwise affect the schedule.

Dated: November 3, 2014

Respectfully submitted, By: <u>/s/ Stephen Lewellyn</u> Stephen J. Lewellyn (Reg. No. 51,942) Brittany J. Maxey (Reg. No. 57,621) Maxey Law Offices, PLLC 100 Second Avenue South Suite 401 North Tower St. Petersburg, Florida 33701 Telephone: 727-230-4949 Facsimile: 727-230-4827 <u>s.lewellyn@maxeyiplaw.com</u> <u>b.maxey@maxeyiplaw.com</u>

Agent and Attorney for Patent Owner John D'Agostino

## **CERTIFICATE OF SERVICE**

I hereby certify that on this 3rd day of November 2014, a copy of this

## NOTICE OF JOINT STIPULATION TO MODIFY DUE DATE 1 AND DUE

DATE 2 has been served in its entirety by Email, on the following counsel of

record for Petitioner:

Robert Scheinfeld, Lead Counsel Baker Botts LLP 30 Rockefeller Plaza, 44th Floor New York, New York 10112-4498 Service Email: robert.scheinfeld@bakerbotts.com

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Dated: November 3, 2014

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Respectfully submitted,

## /s/Stephen Lewellyn

Stephen J. Lewellyn Reg. No. 51,942 Agent for Patent Owner