

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MERCEDES-BENZ USA, LLC,
Petitioner,

v.

AMERICAN VEHICULAR SCIENCES LLC,
Patent Owner.

Case IPR2014-00645
Patent 6,738,697 B2

Before BARBARA A. PARVIS and
GREGG I. ANDERSON, *Administrative Patent Judges*.

ANDERSON, *Administrative Patent Judge*.

Order
Conduct of Proceedings
37 C.F.R. § 42.5

On September 18, 2014, an initial conference call was held. The participants were Scott W. Doyle and Jonathon R. DeFosse for Petitioner Mercedes-Benz USA, LLC, Thomas J. Wimbiscus and Scott P. McBride for Patent Owner American Vehicular Sciences LLC and Judges Parvis and Anderson. Neither party filed a list of proposed motions. During the conference call, counsel for the parties indicated that the parties do not have a need to change Due Date 6 or Due Date 7 as set in the Scheduling Order dated August 28, 2014 (Paper 13), but will stipulate to different Due Dates 1–5 as is authorized in the Scheduling Order.

No need for a protective order was indicated by either party.

The parties also indicated they were familiar with discovery practices in *inter partes* review and were directed to the Trial Practice Guide Section F.1 as it relates to routine discovery.

Counsel for Patent Owner stated they were familiar with the procedures for filing a motion to amend. Counsel was advised to contact the Board a week or two prior to filing any motion to amend for guidance.

The Board was advised no District Court actions are pending against Petitioner. Patent Owner has dismissed without prejudice all pending lawsuits against Petitioner. Notice of Change in Related Matters (Paper 14). The parties stated the dismissals were not related to any settlement discussions. If the Board can do anything to assist in settlement, the parties are encouraged to arrange a call for that purpose.

It is

ORDERED that all due dates set in the Scheduling Order dated August 28, 2014 (Paper 13), remain unchanged as a result of the initial conference call on September 18, 2014.

IPR2014-00645
Patent 6,738,697

For PETITIONER:

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