

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ARRIS GROUP, INC.
Petitioner,

v.

C-CATION TECHNOLOGIES, LLC
Patent Owner.

Case IPR2014-00746
Patent 5,563,883

Before MIRIAM L. QUINN, *Administrative Patent Judge*.

QUINN, *Administrative Patent Judge*.

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

On June 10, 2014, Petitioner filed an unopposed motion seeking to correct a clerical error concerning Exhibit 1009. Paper 7. According to its motion, Petitioner erroneously filed as Exhibit 1009 the same document that was filed as Exhibit 1005. Patent Owner was served with a corrected exhibit shortly after discovering the error, and a corrected Exhibit 1009 was filed on May 15, 2014 as “Ex. 1009 (Newton’s Dictionary Replacement).”

The declaration of Mr. Andrew Sommer (Exhibit 1024) and the content of the unopposed motion show that Petitioner’s error was unintentional and that Patent Owner has not been prejudiced by the error. Therefore, Petitioner’s motion is granted.

Order

Accordingly, it is hereby:

ORDERED that Petitioner’s Unopposed Motion to Expunge Originally-Filed Exhibit 1009 and Accept Replacement Exhibit 1009 (Paper 7) is *granted*;

ORDERED that the Exhibit 1009 filed on May 13, 2014 as “Ex.1009 (Newton Dictionary II)” be expunged from the record; and

FURTHER ORDERED that the statutory deadline for filing Patent Owner’s Preliminary Response is not altered by this Decision.

IPR2014-00746
Patent 5,563,883

PETITIONER:

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