

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HTC CORPORATION and HTC AMERICA, INC.,
Petitioner,

v.

E-WATCH, INC. and E-WATCH CORPORATION,
Patent Owner.

Case IPR2014-00989
Patent 7,643,168 B2

Before JAMESON LEE, GREGG I. ANDERSON, and
MATTHEW R. CLEMENTS, *Administrative Patent Judges*.

LEE, *Administrative Patent Judge*.

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

IPR2014-00989
Patent 7,643,168 B2

On February 3, 2015, a telephone conference call was held. During the conference call, counsel for Patent Owner explained that it would need a 40-day extension of time to file its Patent Owner Response, because there is a Motion for Joinder pending in IPR2015-00543, where Patent Owner has not yet filed a preliminary response. The point made was that Patent Owner should not have to file two responses. Initially, counsel for Petitioner opposed any extension of the due date for the Patent Owner Response in this proceeding, despite the possibility that IPR2015-00543 may be joined with this proceeding. Nevertheless, after discussion and compromise, the parties agreed to an extension of 15 days, to reset Due Date 1 to February 20, 2015.

Under the circumstances, resetting Due Date 1 to February 20, 2015, is appropriate. We also postpone Due Date 2 by 15 days, so as not to shorten Petitioner's time to prepare a reply. Due Date 3, however, will remain unchanged, because Patent Owner had indicated (Paper 9, 3) that it did not anticipate filing a motion to amend claims.

It is

ORDERED that Due Date 1 is reset to February 20, 2015, and Due Date 2 is reset to April 20, 2015.

IPR2014-00989
Patent 7,643,168 B2

PETITIONER

Bing Ai
Cheng C. (Jack) Ko
Kevin Patariu
Babak Tehranchi
ai-ptab@perkinscoie.com
cko@perkinscoie.com
kpatariu@perkinscoie.com
btehranchi@perkinscoie.com

PATENT OWNER

Robert Curfiss
David Simmons
bob@curfiss.com
dsimmons1@sbcglobal.net