## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE PATENT TRIAL AND APPEAL BOARD

Applicant: Darbee Universal Remote Control, Inc.

Case No.: IPR2014-01104 v.

Filing Date: October 8, 1993 Universal Electronics, Inc.

Patent No.: 5,414,761 Trial Paralegal: Cathy Underwood

Title: REMOTE CONTROL Attorney Doc.: 059489.144300

**SYSTEM** 

## NOTICE OF JOINT STIPULATION

## **Mail Stop PATENT BOARD**

Patent Trial and Appeal Board United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

Universal Electronics, Inc. ("Patent Owner") and Universal Remote Control, Inc. ("Petitioner"), by and through their respective counsel of record hereby stipulate as follows:

1. On January 6, 2015, the Patent Trial and Appeal Board issued a Scheduling Order in the above-captioned matter setting forth "due dates for the parties to take action after institution of the proceeding." (Paper 10.)

<u>Certificate of Filing</u>: I hereby certify that this correspondence is being electronically filed with the USPTO on July 10, 2015.



- 2. The Scheduling Order further states that the "parties may stipulate to different dates for DUE DATES 1 through 5 (earlier or later, but no later than DUE DATE 6)."
- 3. On July 6, 2015, the Board issued an Order resetting DUE DATE 4 to July 17, 2015. (Paper 24.)
- 4. Petitioner and Patent Owner hereby stipulate to modify DUE DATES4 and 5 as follows:

Document	<b>Due Date</b>	Stipulated Due Date
Each party must file any motion for an observation on the cross-examination testimony of a reply witness  Each party must file any motion to exclude evidence (37 C.F.R. § 42.70(a))	July 17, 2015	July 21, 2015
Each party must file any response to an observation on cross-examination testimony  Each party must file any opposition to a motion to exclude evidence	July 29, 2015	July 31, 2015

5. This stipulation does not affect DUE DATES 6 and/or 7.



- 6. Petitioner filed a Reply to Patent Owner's Response on June 25, 2015, in the above-captioned matter and a Declaration of Thomas A. Gafford in support thereof. Petitioner filed additional declarations of Mr. Gafford in support of its Replies in IPR2014-01102, IPR2014-01103, and IPR2014-01106.
  - 7. Patent Owner intends to depose Mr. Gafford.
- 8. Petitioner and Patent Owner hereby stipulate that the deposition of Mr. Gafford represents a consolidation of depositions in IPR2014-01102, IPR2014-01103, IPR2014-01104, and IPR2014-01106. The parties further stipulate that Mr. Gafford's deposition will be no longer than eight and one-half hours on the record.

Respectfully Submitted,

Date: July 10, 2015

/Eric J. Maiers/

By: Eric J. Maiers, Reg. No. 59,614 James J. Lukas, Reg. No. 59,114 Matthew J. Levinstein, *Pro Hac Vice* Rob R. Harmer, Reg. No. 68,048 GREENBERG TRAURIG, LLP 77 West Wacker Drive, Suite 3100 Chicago, Illinois 60601 *Counsel for Patent Owner* 

/Douglas A. Miro/

By: Douglas A. Miro, Reg. No. 59,614 OSTROLENK FABER LLP 1180 Avenue of the Americas, 7<sup>th</sup> Floor New York, NY 10036 Counsel for Petitioner



## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the below date, I caused the foregoing to be served upon the following counsel of record via electronic mail (with counsel's agreement):

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Date: July 10, 2015 /s/ Eric J. Maiers
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