

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ERICSSON INC. AND TELEFONAKTIEBOLAGET LM ERICSSON,
Petitioner,

v.

INTELLECTUAL VENTURES II LLC,
Patent Owner.

Case IPR2014-01195
Patent 7,787,431 B2

Before JAMESON LEE, JUSTIN BUSCH, and J. JOHN LEE,
Administrative Patent Judges.

BUSCH, *Administrative Patent Judge*.

ORDER
Conduct of the Proceedings
37 C.F.R. § 42.5(a)

Ericsson Inc. and Telefonaktiebolaget Lm Ericsson (collectively, “Petitioner”) request rehearing of the Board’s decision instituting an *inter partes* review, entered February 4, 2015, to the extent the decision denied review of claims 8–12 and 18–22 of U.S. Patent No. 7,787,431 B2 (Ex. 1001) (the “431 patent”). Paper 13 (“Req. Reh’g”).

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Upon consideration of the request for rehearing, we authorize Patent Owner to file an opposition, not to exceed five pages and to be filed no later than five business days after the mailing of this Order. If Patent Owner elects to file an opposition, it should address only the arguments contained in the request for rehearing. Specifically, the opposition shall only address whether the Board overlooked pages 9–12 of the Petition (Paper 2), which assert that Yamaura discloses transmitting control signals “by means of a carrier whose band is narrower than that for said multi-carrier signals.” Req. Reh’g (quoting Paper 2, 10). Any arguments beyond that scope will be disregarded.

Accordingly, it is

ORDERED that Patent Owner is authorized to file, no later than five business days from the mailing date of this Order, an opposition to Petitioner’s request for rehearing of no more than 5 pages.

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PETITIONER:

J. Andrew Lowes
andrew.lowes.ipr@haynesboone.com

David M. O'Dell
David.odell.ipr@haynesboone.com

John Russell Emerson
russell.emerson.ipr@haynesboone.com

Clint Wilkins
clint.wilkins.ipr@haynesboone.com

PATENT OWNER:

Hebert Hart
hhart@mcandrews-ip.com

Sharon Hwang
shwang@mcandrews-ip.com

James R. Hietala
jhietala@intven.com

Tim R. Seeley
tim@intven.com