

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MERCEDES-BENZ USA, LLC and MERCEDES-BENZ U.S.
INTERNATIONAL, INC.,
Petitioner,

v.

VELOCITY PATENT LLC,
Patent Owner.

IPR2014-01247
Patent 5,954,781

Before JAMESON LEE, GLENN J. PERRY, and PETER P.
CHEN, *Administrative Patent Judges*.

CHEN, *Administrative Patent Judge*.

ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5

IPR2014-01247
Patent 5,954,781

In a conference call held on December 12, 2014, counsel for Patent Owner indicated an intent and desire to request, in this proceeding, cancellation of claims 31 and 32 of U.S. Patent No. 5,954,781 (the '781 patent). In an Order dated December 15, 2014 (Paper 12), we authorized Patent Owner to file a request or motion to cancel claims 31 and 32. On December 18, 2014, Patent Owner instead filed a paper entitled, "Request Pursuant to December 15 2014 Order" and requesting "that the Board enter an Order acknowledging that claims 31 and 32 have been canceled via statutory disclaimer and dismissing" the Petition herein (Paper 15). The Paper 15 is not as authorized in our Order of December 15, 2014.

ORDER

Accordingly, it is

ORDERED that Paper 15 will be expunged from the record;

FURTHER ORDERED that Patent Owner is still authorized to file a request to cancel claims 31 and 32 in this proceeding; and

FURTHER ORDERED that Patent Owner has through December 29, 2014, to file a request to cancel claims 31 and 32, or to inform the Board that it no longer desires to cancel claims 31 and 32.

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