

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HYUNDAI MOTOR COMPANY,
Petitioner,

v.

AMERICAN VEHICULAR SCIENCES LLC,
Patent Owner.

Case IPR2014-01543
Patent 6,738,697 B2

Before JAMESON LEE, BARBARA A. PARVIS, and
GREGG I. ANDERSON, *Administrative Patent Judges*.

LEE, *Administrative Patent Judge*.

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

IPR2014-01543
Patent 6,738,697

On October 10, 2014, a conference call was held. The participants were respective counsel for the parties, Judges Lee, Parvis, and Anderson, and counsel for American Honda Motor Co., Inc. The subject matter of the call was a Motion for Joinder (Paper 3), filed by Petitioner, which seeks to join this proceeding with IPR2014-00634. American Honda Motor Co., Inc. is involved in IPR2014-00634.

During the conference call, counsel for Petitioner explained that the Petition is essentially literally the same as the Petition filed by American Honda Motor Co., Inc. in IPR2014-00634, except that a portion of that Petition relying on “Fry” as prior art reference has been removed. Counsel for Petitioner further explained that the declaration it has submitted in support of the Petition is by the same declarant relied on by American Honda Motor Co., Inc. in IPR2014-00634. Counsel for Petitioner additionally explained that the declaration testimony submitted in this proceeding is the same as that submitted by American Honda Motor Co., Inc. in IPR2014-00634, except for the removal of all testimony in support of the ground of unpatentability relying on “Fry” as a prior art reference.

Mr. Scott P. McBride indicated that he represents Patent Owner and a mandatory notice will be filed confirming his representation. In addition, Mr. McBride stated that Patent Owner likely would not oppose the Motion for Joinder. Mr. McBride further agreed to a due date of five business days for filing of Patent Owner’s preliminary response or waiver of filing a preliminary response in this proceeding.

It is

ORDERED Patent Owner have until October 17, 2014, to file any opposition to the Motion to Joinder; and

IPR2014-01543
Patent 6,738,697

FURTHER ORDERED that the due date for Patent Owner's preliminary response or waiver of filing a preliminary response is set to October 17, 2014.

IPR2014-01543
Patent 6,738,697

For PETITIONER:

Edward Naidich
Christopher Kurpinski
ed.naidich@finnegan.com
christopher.kurpinski@finnegan.com

FOR PATENT OWNER:

Brian Roffe, Esq.
8170 McCormick Boulevard, Suite 223
Skokie, IL 60076-2914

Thomas J. Wimbiscus
Scott P. McBride
twimbiscus@mcandrews-ip.com
smcbride@mcandrews-ip.com