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IPR2015-00122 Paper 34; IPR2015-00123 Paper 34
IPR2015-00124 Paper 33; IPR2015-00125 Paper 32
IPR2015-00133 Paper 30; IPR2015-00137 Paper 29
Entered: March 16, 2015

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ASKELADDEN LLC,
Petitioner,

v.

SEAN I. MCGHIE and BRIAN BUCHHEIT,
Patent Owner.

Cases IPR2015-00122 (Patent 8,523,063)
IPR2015-00123 (Patent 8,523,063)
IPR2015-00124 (Patent 8,540,152)
IPR2015-00125 (Patent 8,540,152)
IPR2015-00133 (Patent 8,297,502)
IPR2015-00137 (Patent 8,297,502)¹

Before SALLY C. MEDLEY, JONI Y. CHANG, and
GEORGIANNA W. BRADEN, *Administrative Patent Judges*.

Chang, *Administrative Patent Judge*.

ORDER

Filing Dates Accorded to Petition and Patent Owner Preliminary Response
37 C.F.R. §§ 42.106 and 42.107(b)

¹ This Order addresses issues that are the same in the identified cases. We exercise our discretion to issue one Order to be filed in each case. The parties are not authorized to use this style heading.

IPR2015-00122 (Patent 8,523,063)
IPR2015-00124 (Patent 8,540,152)
IPR2015-00133 (Patent 8,297,502)

IPR2015-00123 (Patent 8,523,063)
IPR2015-00125 (Patent 8,540,152)
IPR2015-00137 (Patent 8,297,502)

Petitioner Askeladden LLC (“Askeladden”) filed a Petition requesting an *inter partes* review in each of the above-identified proceedings. Paper 1,² “Pet.” The Petitions identify Askeladden as the sole real party-in-interest to these proceedings. Pet. 1. Subsequently, we vacated the previously-accorded filing date for each Petition, as we determined that Askeladden also should have identified The Clearing House Payments Company LLC (“PayCo”) as a real party-in-interest in its Petitions, pursuant to 35 U.S.C. § 312(a)(2) and 37 C.F.R §§ 42.8(b)(1) and 42.104. Paper 26.

In response, Askeladden updated its Mandatory Notices, on March 13, 2015, to identify PayCo and Askeladden as the real parties-in-interest to the above-identified proceedings, in accordance with our prior Order (Paper 26). Paper 29. The updated Mandatory Notices corrected the original-filed Petitions. Based on the present record before us, we determine that the Petitions are deemed complete as of March 13, 2015.

Accordingly, the Petitions are accorded a filing date of March 13, 2015, and the Patent Owner’s Preliminary Responses (Paper 10) also are considered to be filed on March 13, 2015.

In consideration of the foregoing, it is hereby:

ORDERED that the Petitions filed in the above-identified proceedings are accorded the filing date of **March 13, 2015**; and

FURTHER ORDERED that the Patent Owner’s Preliminary Responses are considered to be filed on **March 13, 2015**.

² Citations are to IPR2015-00133.

IPR2015-00122 (Patent 8,523,063)
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IPR2015-00125 (Patent 8,540,152)
IPR2015-00137 (Patent 8,297,502)

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