

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*.

MEDLEY, *Administrative Patent Judge*.

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

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

On May 29, 2015, the Board received several emails from Patent Owner indicating that, due to technical difficulties, Patent Owner was unable to file papers and exhibits that were due the same day. Attached to each email were electronic copies of two declarations, nine supporting exhibits, and a motion to accept the submissions.

Patent Owner was required to file a declaration from Mr. Brian Buchheit certifying that he has read and understands the statutory provisions, Board Rules, and Trial Practice Guide governing these proceedings. Paper 39.² No other submissions in connection with that requirement were authorized. As such, the papers and exhibits attached to the email are unauthorized and will not be entered into the record. 37 C.F.R. § 42.7(a).

Order

It is

ORDERED that Patent Owner's May 29, 2015 electronic emails and attachments will not be entered into the record;

FURTHER ORDERED that Patent Owner shall file as an exhibit, no later than June 3, 2015, a single declaration from Mr. Brian Buchheit for the sole purpose of certifying that he has read and understands the statutory provisions, Board Rules, and Trial Practice Guide governing these proceedings; and

FURTHER ORDERED that in connection with the filing of the declaration, Patent Owner is not authorized to file any other papers, exhibits, or expand Mr. Buchheit's declaration to include anything beyond what is authorized per this order.

² Citations are to IPR2015-00122.

IPR2015-00122 (Patent 8,523,063)

IPR2015-00123 (Patent 8,523,063)

IPR2015-00124 (Patent 8,540,152)

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IPR2015-00133 (Patent 8,297,502)

IPR2015-00137 (Patent 8,297,502)

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