

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TRW AUTOMOTIVE U.S. LLC,
Petitioner,

v.

MAGNA ELECTRONICS INC.,
Patent Owner.

Case IPR2015-00436¹
Patent 8,599,001 B2

Before JUSTIN T. ARBES, BART A. GERSTENBLITH, and
FRANCES L. IPPOLITO, *Administrative Patent Judges*.

ARBES, *Administrative Patent Judge*.

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

¹ Cases IPR2015-00437, IPR2015-00438, and IPR2015-00439 have been consolidated with this proceeding.

A conference call in the above proceeding was held on September 25, 2015, among respective counsel for Petitioner and Patent Owner, and Judges Arbes, Gerstenblith, and Ippolito. Patent Owner initiated the conference call to seek an extension of the deadline for submitting its Response (DUE DATE 1) from October 9 to October 20, 2015. *See* Paper 11, 6. Patent Owner argued that it needs additional time to prepare and review the Response due to the size of the four Petitions involved in this consolidated proceeding and Patent Owner's obligations in other *inter partes* reviews involving the same parties. Petitioner responded that no extension should be granted because doing so would require extending the January 11, 2016 deadline for Petitioner's Reply (DUE DATE 2), and the parties are scheduled for trial in the related district court case in early February 2016.

After hearing from the parties, we concluded that good cause exists for a small extension of the deadlines and that such an extension would not unduly prejudice either party. *See* 37 C.F.R. § 42.5(c)(2). The deadline for Patent Owner to file its Response is extended to October 13, 2015, and the deadline for Petitioner to file its Reply is extended to January 19, 2016. If necessary, the parties may stipulate to different dates for DUE DATES 4 and 5 in the Scheduling Order, provided the dates are no later than DUE DATE 6. Finally, as explained during the call, the parties are expected to make their declarants available for deposition promptly and at a convenient time for the opposing party to avoid any further scheduling disputes.

In consideration of the foregoing, it is hereby:

ORDERED that DUE DATE 1 in the Scheduling Order (Paper 11) is changed to October 13, 2015, DUE DATE 2 is changed to January 19, 2016, and all other due dates are unchanged.

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