

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONY CORPORATION,
Petitioner,

v.

RAYTHEON COMPANY,
Patent Owner.

Case IPR2015-01201
Patent 5,591,678

Before JO-ANNE M. KOKOSKI, JENNIFER MEYER CHAGNON, and
JEFFREY W. ABRAHAM *Administrative Patent Judges.*

CHAGNON, *Administrative Patent Judge.*

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

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On April 25, 2016, a conference call was held involving counsel for the respective parties and Judges Kokoski, Chagnon, and Abraham. The purpose of the call was to discuss a Motion to Correct and File Supplemental and Replacement Exhibits (“Motion”) filed by Patent Owner on April 1, 2016. *See* Paper 26.

Initially, we note that Patent Owner filed its Motion without prior authorization from the Board. We remind the parties that, pursuant to 37 CFR § 42.20(b), authorization is required prior to filing any motions not authorized in an order of general applicability or otherwise authorized during the proceeding. For efficiency of the proceeding, we waive the prior authorization requirement of 37 CFR § 42.20(b) and will consider the Motion. *See* 37 CFR § 42.5(b).

During the call, Patent Owner indicated that it is requesting entry of the supplemental and replacement exhibits to correct a clerical error that occurred when filing its Patent Owner Response. Petitioner indicated that it opposes Patent Owner’s Motion. The parties indicated that they would meet and confer further on this issue.

If an agreement is reached, the parties should email the Board at Trials@uspto.gov to inform the panel of the parties’ agreement. If the parties are unable to reach an agreement, Petitioner is authorized to file an Opposition of no more than five (5) pages, on or before May 2, 2016. Patent Owner is authorized to file a Reply of no more than three (3) pages, on or before May 9, 2016.

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Accordingly, it is

ORDERED that Petitioner is authorized to file an Opposition to Patent Owner's Motion. The Opposition shall be no more than five (5) pages and shall be filed on or before May 2, 2016; and

FURTHER ORDERED that Patent Owner is authorized to file a Reply to Petitioner's Opposition. The Reply shall be no more than three (3) pages and shall be filed on or before May 9, 2016.

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