

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

T-Mobile US, Inc., T-Mobile USA, Inc., TeleCommunication Systems, Inc.,
Ericsson Inc., and Telefonaktiebolaget LM Ericsson,
Petitioners,

v.

TracBeam, LLC,
Patent Owner.

IPR2015-01711
Patent 7,525,484

MAIL STOP PATENT BOARD
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

Submitted Electronically via the Patent Review Processing System

**PETITIONERS' AND PATENT OWNER'S STIPULATED REQUEST TO
AMEND THE SCHEDULE**

I. INTRODUCTION

Petitioners and Patent Owner submit this stipulated request to amend the schedule in this IPR proceeding as set forth in Section II below.

The parties and the Board held a conference call on April 6, 2016 to discuss proposed amendments to the schedules in various related IPR proceedings, in view of Petitioners' pending request for joinder of certain supplemental IPR proceedings with the related instituted IPR proceedings. The status of these various IPR proceedings is identified in the following chart:

| IPR Proceeding | Patent | Status |
|-----------------------|---------------|---|
| IPR2015-01681 | '231 Patent | instituted |
| IPR2015-01687 | '231 Patent | instituted |
| IPR2015-01708 | '484 Patent | instituted |
| IPR2015-01711 | '484 Patent | instituted |
| IPR2015-01712 | '327 Patent | instituted |
| IPR2015-01713 | '153 Patent | instituted |
| IPR2016-00728 | '484 Patent | institution decision pending; requested joinder with IPR2015-01708 |
| IPR2016-00729 | '327 Patent | institution decision pending; requested joinder with IPR2015-01712 |
| IPR2016-00745 | '231 Patent | institution decision pending; requested joinder with IPR2015-01687 |

The Board authorized the parties to submit stipulated amended schedules in each of the instituted IPR proceedings, for the purpose of extending the existing deadlines while the Board considers the supplemental IPR petitions and associated requests for joinder. *See* IPR2016-00728, Paper 6 (April 7, 2016). In addition, pursuant to the parties' agreement, the Board entered orders setting an April 25, 2016 deadline for the Patent Owner's Preliminary Responses in the supplemental IPR proceedings. Finally, on April 7, 2016, Patent Owner filed its oppositions to Petitioners' motions for joinder in the supplemental IPR proceedings. Petitioners will be filing their reply briefs on or before the one-month deadline under 37 § C.F.R. 42.25(a)(2).

Once the Board issues decisions on institution and joinder of the supplemental IPR proceedings, the parties agree to meet and confer regarding any further adjustments to the schedule that may be appropriate, depending on the timing and outcome of the Board's decisions and any other relevant circumstances. For example, if the Board rules on institution and joinder of the supplemental IPR proceedings in advance of the July 25, 2016 institution deadline,¹ the parties may adjust the schedule to provide additional time between certain due dates. As

¹ The July 25, 2016 institution deadline for the supplemental IPR proceedings is calculated from the parties' agreed April 25, 2016 deadline for the Patent Owner's preliminary response.

another example, Petitioners may require adjustments to the deadlines associated with motions for observation regarding cross-examination.²

II. AMENDED SCHEDULE

Petitioners and Patent Owner request that the Board amend the schedule in this IPR proceeding as follows:

| DUE DATES | CURRENT SCHEDULE | AMENDED SCHEDULE |
|---|-------------------------|-------------------------|
| DUE DATE 1 Patent Owner Response Patent Owner's Motion to Amend | May 9, 2016 | August 19, 2016 |
| DUE DATE 2 Petitioners' Reply Petitioners' Opposition to Motion to Amend | August 8, 2016 | September 16, 2016 |
| DUE DATE 3 Patent Owner's Reply to Petitioners' Opposition to Motion to Amend | September 8, 2016 | October 17, 2016 |

² For example, as noted by the Board, if Patent Owner moves to amend the claims *and* submits an expert declaration with its reply brief for the motion to amend, Petitioners would need additional time to file any motion for observation regarding cross-examination of Patent Owner's expert. The parties will confer on that if those circumstances arise.

| | | |
|--|-----------------------|------------------|
| <p style="text-align: center;">DUE DATE 4</p> <p>Motion for Observation Regarding Cross-Examination of Reply Witness Motion to Exclude Evidence Request for Oral Argument</p> | September 29, 2016 | October 17, 2016 |
| <p style="text-align: center;">DUE DATE 5</p> <p>Response to Observation Opposition to Motion to Exclude</p> | October 13, 2016 | October 24, 2016 |
| <p style="text-align: center;">DUE DATE 6</p> <p>Reply to Opposition to Motion to Exclude</p> | October 20, 2016 | October 31, 2016 |
| <p style="text-align: center;">DUE DATE 7</p> <p>Oral Argument</p> | November 8–9, 2016 | NO CHANGE |

DATED: April 18, 2016

Respectfully submitted,

/Brian W. Oaks/
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