

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TOYOTA MOTOR CORPORATION, HYUNDAI MOTOR COMPANY
LTD., HYUNDAI MOTOR AMERICA, HYUNDAI MOTOR
MANUFACTURING ALABAMA, LLC, KIA MOTORS CORPORATION,
KIA MOTORS AMERICA, INC., KIA MOTORS MANUFACTURING
GEORGIA, INC., NISSAN NORTH AMERICA, INC., NISSAN MOTOR
CO., LTD., and AMERICAN HONDA MOTOR CO., INC.,
Petitioner,

v.

BLITZSAFE TEXAS, LLC,
Patent Owner.

Case IPR2016-00418¹
Patent 8,155,342 B2

Before JAMESON LEE, MIRIAM L. QUINN, and KERRY BEGLEY,
Administrative Patent Judges.

QUINN, Administrative Patent Judge.

ORDER
Modifying Order Regarding Oral Argument
37 C.F.R. § 42.5(a)

¹ Cases IPR2016-01533, IPR2016-01557, and IPR2016-01560 have been
joined with this proceeding.

We granted Patent Owner's request for oral argument on January 24, 2017. Paper 29. In that Order, we specified that only Toyota Motor Corporation may present for the entities collectively captioned as Petitioner in this proceeding. *Id.* On January 30, 2017, the Board received an email from counsel for Toyota Motor Corporation indicating that it and Patent Owner had agreed to settle their dispute. Exhibit 3001. We authorized, via email, the filing of motions related to the settlement, including a motion for Toyota Motor Corporation to withdraw as Petitioner in this proceeding. Because our order concerning oral argument allowed only Toyota Motor Corporation to present for Petitioner, we requested identification of which entity would replace Toyota Motor Corporation as the presenter at the oral argument scheduled for February 2, 2017. *Id.* Lead counsel for American Honda Motor Co., Inc. ("Honda"), indicated that "On behalf of the remaining Petitioners, Honda will argue at the hearing scheduled on February 2nd." *Id.*

Additionally, the Board received an email from Patent Owner's Lead Counsel informing the panel of a last minute conflict resulting in his unavailability at oral argument. Ex. 3002. The panel noted the conflict and expects the appearance of Back-up Counsel, Mr. Vincent Rubino, to present for Patent Owner.

Given the upcoming oral argument, the impending settlement of Toyota Motor Corporation, and the request by Honda for oral argument on behalf of Petitioner, we hereby modify our Order dated January 24, 2017 as follows.

ORDERED that Honda's request to argue on behalf of remaining Petitioners is *granted*;

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FURTHER ORDERED that argument by Honda is binding on all remaining Petitioners;

FURTHER ORDERED that Toyota Motor Corporation has the option, but is not required, to attend the oral argument; and

FURTHER ORDERED that Lead Counsel for Patent Owner is excused from attending the oral argument and Back-up Counsel, Mr. Vincent Rubino, is authorized to participate in lieu of Lead Counsel.

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IPR2016-00418:

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