

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ASSA ABLOY AB,  
Petitioner,

v.

UNIKEY TECHNOLOGIES, INC.,  
Patent Owner.

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Case IPR2016-00679  
Patent 9,057,210 B2

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Before KEVIN F. TURNER, RAMA G. ELLURU, and  
DANIEL J. GALLIGAN, *Administrative Patent Judges*.

GALLIGAN, *Administrative Patent Judge*.

ORDER TO SHOW CAUSE  
Conduct of the Proceeding  
*37 C.F.R. § 42.5(a)*

## I. INTRODUCTION

ASSA ABLOY AB (“Petitioner”) filed a Petition requesting *inter partes* review of claims 1–7, 9, 10, 12–18, 20–29, 31, 33–35, 37–42, 44, and 45 of U.S. Patent No. 9,057,210 B2. Paper 2. UniKey Technologies, Inc. (“Patent Owner”) did not file a Preliminary Response. We instituted trial on all challenged claims, issuing a Scheduling Order (Paper 7), which set November 21, 2016 as DUE DATE 1, the due date by which Patent Owner was required to file a Response to the Petition and a Motion to Amend. The parties did not stipulate to different due dates. Patent Owner did not file a Response to the Petition or a Motion to Amend by the November 21, 2016 due date set under the Scheduling Order.

Pursuant to our rules, “[a]ctions construed to be a request for adverse judgment include . . . [a]bandonment of the contest.” 37 C.F.R. § 42.73(b)(4). Patent Owner’s failure to file substantive papers in this trial is consistent with abandonment of the contest. Absent cause, we will enter adverse judgment upon notice to Patent Owner. Accordingly, within ten (10) business days of the date of this Order, Patent Owner must show cause why adverse judgment under 37 C.F.R. § 42.73(b)(4) should not be entered against it. Upon failure to respond or absent a showing of good cause, adverse judgment will be entered against Patent Owner as to the claims upon which trial was instituted. If Patent Owner has any questions regarding this Order, it is directed to contact the Board to request a conference call with the panel.

## II. ORDER

Accordingly, it is

ORDERED that adverse judgment shall be entered as to claims 1–7, 9, 10, 12–18, 20–29, 31, 33–35, 37–42, 44, and 45 of U.S. Patent No. 9,057,210 B2 unless, within ten (10) business days of the date of this Order, Patent Owner files a paper not exceeding ten (10) pages that demonstrates good cause why adverse judgment should not be entered.

### PETITIONER:

W. Karl Renner  
Thomas A. Rozylowicz  
Kenneth Wayne Darby, Jr.  
IPR42746-0006IP1@fr.com  
PTABInbound@fr.com

### PATENT OWNER:

Steven M. Bauer  
Joseph A. Capraro Jr  
Gerald Worth  
Micah Miller  
PTABMattersBoston@proskauer.com  
JCapraro@proskauer.com  
gworth@proskauer.com  
mmiller@proskauer.com