

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ZTE (USA) INC., HTC CORPORATION, and
HTC AMERICA, INC.,
Petitioner,

v.

EVOLVED WIRELESS LLC,
Patent Owner.

Case IPR2016-00758
Patent 8,218,481 B2

Before CHRISTOPHER L. CRUMBLEY, PETER P. CHEN, and
TERRENCE W. McMILLIN, *Administrative Patent Judges*.

McMILLIN, *Administrative Patent Judge*.

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

On October 18, 2016, the Board held an Initial Conference Call with the parties, represented by their respective counsel.

The parties stated that they have agreed to modification of the schedule set forth in the Scheduling Order (Paper 13), specifically Due Dates 1, 2, and 3. The parties further indicated that a stipulation, specifically identifying the changed due dates, will be promptly filed.

The parties indicated that neither party presently intended to request authorization to file (or to file) any motions. Patent Owner indicated that it did not presently intend to file a motion to amend the claims of the patent.

Upon inquiry by the Board, the parties provided information concerning the status of related matters including the District Court litigation and *inter partes* reviews (IPRs) involving the parties and the patent. The parties represented there are presently 18 IPRs which have been filed that involve Patent Owner and other parties from the related District Court litigations and relate to patents asserted in those litigations. The parties were requested to provide the Board with a table detailing specifics regarding these 18 IPRs, including: petitioners, patent, challenged claims, grounds (statutory basis, challenged claims, references), filing date of petition, and filing date of preliminary response. The parties are authorized to provide or include any additional information which the parties feel may aid the Board in tracking these related matters. The parties are authorized to provide this table to the Board by email to the address indicated above including a clear statement in the subject line of the email that it relates to this proceeding.

Upon inquiry by the Board, the parties indicated there were no additional matters which they wished to discuss. The Board notes the parties did not request that oral argument be held at a different location than that set

Case IPR2016-00758
Patent No. 8,218,481

forth in the Scheduling Order (Paper 13 at 4), namely, the San Jose, California, USPTO Regional Office.

Therefore, it is

ORDERED that the parties shall promptly file the stipulation relating to agreed changes in the Scheduling Order; and

FURTHER ORDERED that the parties shall promptly submit by email to the Board the table providing information regarding the 18 filed IPRs discussed above in the body of this Order.

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