

## Hill, Kyle

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**From:** Trials <Trials@USPTO.GOV>  
**Sent:** Thursday, July 06, 2017 1:13 PM  
**To:** Dorothy Whelan; Trials  
**Cc:** IPR13351-0008IP1; IPR13351-0008IP2; IPR13351-0008IP3; IPR13351-0008IP4; IPR13351-0008IP5; IPR13351-0008IP6; Rosato, Michael; Parmelee, Steve; Mills, Jad; Devine, Wendy; GSpeier@carlsoncaspers.com; 'MSchuman@carlsoncaspers.com'; mdzwonczyk@sughrue.com; 'tribar@sughrue.com'; 'Azy S. Kokabi (akokabi@sughrue.com)' (akokabi@sughrue.com); Michael Kane; Jonathan Singer; Susan Morrison; Tasha Francis  
**Subject:** RE: IPR2016-01127; IPR2016-01128; IPR2016-01129; IPR2016-01130; IPR2016-01131; IPR2016-01132

Counsel,

We grant Patent Owner's request to file a surreply to each of Petitioner's replies in IPR2016-01127, IPR2016-01128, IPR2016-01129, IPR2016-01130, IPR2016-01131, and IPR2016-01132. Patent Owner's surreply in each case is limited to 15 pages and due July 14, 2017.

Regards,

Andrew Kellogg,  
Supervisory Paralegal  
Patent Trial and Appeal Board  
USPTO  
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**From:** Dorothy Whelan [<mailto:whelan@fr.com>]  
**Sent:** Monday, July 03, 2017 1:25 PM  
**To:** Trials <[Trials@USPTO.GOV](mailto:Trials@USPTO.GOV)>  
**Cc:** IPR13351-0008IP1 <[IPR13351-0008IP1@fr.com](mailto:IPR13351-0008IP1@fr.com)>; IPR13351-0008IP2 <[IPR13351-0008IP2@fr.com](mailto:IPR13351-0008IP2@fr.com)>; IPR13351-0008IP3 <[IPR13351-0008IP3@fr.com](mailto:IPR13351-0008IP3@fr.com)>; IPR13351-0008IP4 <[IPR13351-0008IP4@fr.com](mailto:IPR13351-0008IP4@fr.com)>; IPR13351-0008IP5 <[IPR13351-0008IP5@fr.com](mailto:IPR13351-0008IP5@fr.com)>; IPR13351-0008IP6 <[IPR13351-0008IP6@fr.com](mailto:IPR13351-0008IP6@fr.com)>; [mrosato@wsgr.com](mailto:mrosato@wsgr.com); Parmelee, Steve <[sparmelee@wsgr.com](mailto:sparmelee@wsgr.com)>; Mills, Jad <[jmills@wsgr.com](mailto:jmills@wsgr.com)>; [wdevine@wsgr.com](mailto:wdevine@wsgr.com); [GSpeier@carlsoncaspers.com](mailto:GSpeier@carlsoncaspers.com); 'MSchuman@carlsoncaspers.com' <[mschuman@carlsoncaspers.com](mailto:mschuman@carlsoncaspers.com)>; [mdzwonczyk@sughrue.com](mailto:mdzwonczyk@sughrue.com); 'tribar@sughrue.com' <[tribar@sughrue.com](mailto:tribar@sughrue.com)>; 'Azy S. Kokabi (akokabi@sughrue.com)' (akokabi@sughrue.com) <[akokabi@sughrue.com](mailto:akokabi@sughrue.com)>; Michael Kane <[kane@fr.com](mailto:kane@fr.com)>; Jonathan Singer <[singer@fr.com](mailto:singer@fr.com)>; Susan Morrison <[morrison@fr.com](mailto:morrison@fr.com)>; Tasha Francis <[tfrancis@fr.com](mailto:tfrancis@fr.com)>  
**Subject:** IPR2016-01127; IPR2016-01128; IPR2016-01129; IPR2016-01130; IPR2016-01131; IPR2016-01132

Dear Board:

Patent Owner requests a teleconference for the purpose of seeking leave to file a surreply or, in the alternative, a motion to strike regarding Petitioner's reply briefs and supporting papers filed on June 30, 2017. The papers include 3 new declarations, as well as over 100 new exhibits, and introduce new arguments, thereby exceeding the proper scope

of a reply. Absent a surreply, Patent Owner lacks a full and fair opportunity to respond to the new material. Petitioner's replies also mischaracterize deposition testimony.

Patent Owner is available July 5, 6, and 7 for a teleconference.

Regards,  
Dorothy Whelan  
Counsel for Patent Owner

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