

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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R.J. REYNOLDS VAPOR COMPANY,  
Petitioner,

v.

FONTEM HOLDINGS 1 B.V.,  
Patent Owner.

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Cases IPR2016-01268  
Patent 8,365,742 B2

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Before BRIAN J. McNAMARA, JEREMY M. PLENZLER, and  
JO-ANNE M. KOKOSKI, *Administrative Patent Judges*.

KOKOSKI, *Administrative Patent Judge*.

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

IPR2016-01268  
Patent 8,365,742 B2

This Order is in response to Patent Owner's email dated April 14, 2017, attached. Patent Owner seeks to correct certain clerical errors in the Opposition (Paper 24) it filed on April 4, 2017. Patent Owner represents that Petitioner does not oppose Patent Owner's request.

Specifically, Patent Owner requests authorization to make corrections to page 24 of its Opposition, replacing a citation to paragraphs 41 and 51–55 of Exhibit 2015 with a citation to paragraphs 39–41, 68, and 69, and to page 51 of its Opposition, replacing a citation to paragraph 102 of Exhibit 2015 with a citation to paragraph 104. We have reviewed the record and we are persuaded that the asserted errors are typographical. Accordingly, we authorize Patent Owner to file, as a paper in this proceeding, an errata sheet identifying the corrections to be made, including the paper number and page number.

It is

ORDERED that Patent Owner is authorized to file, as a paper, an errata sheet identifying the corrections to be made to its Opposition (Paper 24), as discussed herein.

IPR2016-01268  
Patent 8,365,742 B2

**From:** Candeloro, Amy (Perkins Coie) [<mailto:ACandeloro@perkinscoie.com>]  
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**Subject:** IPR2016-01268

Dear PTAB,

Patent Owner requests authorization to file a motion to correct clerical errors in Patent Owner's Opposition filed on April 4, 2017 in IPR2016-01268. The basis for the request is summarized below.

On April 4, 2017, Patent Owner filed its Opposition in IPR2016-01268 (Paper 24). Shortly after filing, Patent Owner discovered clerical errors in the Opposition paper. Specifically, Patent Owner seeks to correct citations on the following pages:

Page	Citation	Corrected Citation
24	Ex. 2015 ¶¶ 41, 51-55	Ex. 2015 ¶¶ 39-41, 68-69
51	Ex. 2015 ¶ 102	Ex. 2015 ¶ 104

Patent Owner asked Petitioner via email whether Petitioner would oppose a motion to make the above corrections. Petitioner indicated via email on April 13, 2017 that it would not oppose Patent Owner's motion, and that Petitioner's counsel is available for a conference call on Tuesday or Wednesday, April 18 or 19, from 10:30 am to 12:30 pm EDT. Patent Owner is also available for a conference call during those times.

Patent Owner requests a conference to seek authorization to file a motion to correct the above-listed clerical errors in Patent Owner's Opposition.

Thank you for your consideration.

**Joseph Hamilton | Perkins Coie LLP**  
PARTNER  
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IPR2016-01268  
Patent 8,365,742 B2

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