

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

CELLULAR COMMUNICATIONS EQUIPMENT LLC,
Patent Owner.

Case IPR2016-01493
Patent 8,457,676 B2

Before BRYAN F. MOORE, GREGG I. ANDERSON, and
JOHN A. HUDALLA, *Administrative Patent Judges*.

ANDERSON, *Administrative Patent Judge*.

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

BACKGROUND

A conference call was held on September 7, 2017, among counsel for Cellular Communications Equipment LLC (“Patent Owner”), counsel for Apple Inc., counsel for HTC Corporation, HTC America, Inc., ZTE Corporation, ZTE (USA), Inc. (respectively “Apple,” “HTC entities,” and “ZTE entities”), and Judges Moore, Anderson, and Hudalla. The call was initiated at the request of Apple and Patent Owner to request authorization to file a joint motion to terminate this proceeding, IPR2016-01480, and IPR2016-01500 as between Apple and Patent Owner. Counsel for the HTC and ZTE entities participated in the call as a party in IPR2016-01480. During the call, the HTC and ZTE entities stated that a motion to join this proceeding is pending in IPR2017-01081. *See HTC Corporation, HTC America, Inc., ZTE Corporation, ZTE (USA), Inc. v. Cellular Communications Equipment LLC*, IPR2017-01081, Motion for Joinder, Paper 3. Because the pending motion for joinder in IPR2017-01081 could affect our treatment of a motion to terminate this proceeding, we do not authorize Apple and Patent Owner to file a joint motion to terminate at this time. Notwithstanding, Apple and Patent Owner may again seek

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authorization to file a joint motion to terminate after our disposition of the joinder motion in IPR2017-01081.

ORDER

IT IS THEREFORE ORDERED that the request for authorization to file a joint motion to terminate is *denied*; and

FURTHER ORDERED that Apple and Patent Owner may again seek authorization to file a joint motion to terminate after the disposition of the motion for joinder in Case IPR2017-01081.

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