<u>Trials@uspto.gov</u> Paper 9
Tel: 571-272-7822 Entered: November 10, 2016

UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE PATENT TRIAL AND APPEAL BOARD

NISSAN NORTH AMERICA, INC. and NISSAN MOTOR CO., LTD., Petitioner,

v.

BLITZSAFE TEXAS, LLC, Patent Owner.

Case IPR2016-01560 Patent 8,155,342 B2

Before JAMESON LEE, THOMAS L. GIANNETTI, and MIRIAM L. QUINN, *Administrative Patent Judges*.

QUINN, Administrative Patent Judge.

ORDER Granting Motion for Modification of Filing Date Accorded 37 C.F.R. § 42.5



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Upon authorization of the Board, Petitioner filed an unopposed Motion requesting modification of the filing date accorded to the Petition. Paper 8 ("Motion"). According to the Motion, despite Petitioner's best efforts to effect payment through PTAB E2E via debit card, following E2E's payment instructions, payment was not processed timely. Petitioner asserts that it uploaded and mailed the Petition on August 8, 2016. Patent Owner neither disputes these assertions nor opposes Petitioner's request to modify the filing date accorded.

On September 14, 2016, the Board mailed a Notice of Filing Accorded (Paper 5) setting the accorded filing date to September 7, 2016. For good cause shown, the Motion is hereby *granted*. We modify the filing date accorded to August 8, 2016. The patent owner preliminary response deadline is not modified.

ORDER

It is hereby ORDERED that the filing date accorded to the instant Petition is August 8, 2016.



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