

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ELEKTA INC.

Petitioner

v.

VARIAN MEDICAL SYSTEMS, INC.

Patent Owner

CASE IPR2016-01904
Patent No. 6,888,919

STIPULATED MOTION TO FILE SUPPLEMENTAL INFORMATION

In an email dated February 17, 2017, Petitioner's counsel requested guidance on whether to file a claim construction order and opinion from a litigation related to this proceeding (*Varian Medical Systems, Inc. v. Elekta AB et al.*, No. 15-871-LPS (D. Del.)). Ex. 1017. The claim construction order and opinion address terms discussed in the Petition and Patent Owner's Preliminary Response. In response to Petitioner's counsel's email, Patent Owner's counsel indicated Patent Owner would not oppose a motion to file the order as supplemental information. *Id.* The Patent Trial and Appeal Board subsequently authorized Petitioner to file a stipulated motion to file supplemental information and attach the claim construction order as an exhibit. *Id.* Pursuant to that authorization, Petitioner moves to file the order, marked as Ex. 1016, as supplemental information.

Dated: March 9, 2017

Respectfully submitted,

By: /Joshua L. Goldberg/
Joshua L. Goldberg
Reg. No. 59,369

CERTIFICATE OF SERVICE

The undersigned hereby certifies a copy of the foregoing **STIPULATED MOTION TO FILE SUPPLEMENTAL INFORMATION** was served on March 9, 2017, via electronic mail directed to counsel of record for the Patent Owner at the following:

Eliot Williams
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Patent Owner has agreed to electronic service.

Dated: March 9, 2017

By: /Lauren K. Young/
Lauren K. Young
Litigation Legal Assistant
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.