

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

CALIFORNIA INSTITUTE OF TECHNOLOGY,
Patent Owner.

Cases IPR2017-00210 and IPR2017-00219¹
Patent 7,116,710 B1

Before JOHN A. HUDALLA, *Administrative Patent Judge*.

HUDALLA, *Administrative Patent Judge*.

ORDER

Extending One-Year Pendency for Good Cause
35 U.S.C. § 316(a)(11) and 37 C.F.R. § 42.100(c)

¹ This Order will be entered in each case. The parties are not authorized to use this caption style.

IPR2017-00210 and IPR2017-00219
Patent 7,116,710 B1

The Board instituted *inter partes* reviews in these cases on June 30, 2017. IPR2017-00210, Paper 18; IPR2017-00219, Paper 17. The one-year period normally available to issue a Final Written Decision in each case expires on June 30, 2018.

Pursuant to 35 U.S.C. § 316(a)(11), “the final determination in an *inter partes* review [shall] be issued not later than 1 year after the date on which the Director notices the institution of a review under this chapter, except that the Director may, for good cause shown, extend the 1-year period by not more than 6 months” The Director has delegated the authority to extend the one-year period to the Chief Administrative Patent Judge. *See* 37 C.F.R. § 42.100(c). In particular, 37 C.F.R. § 42.100(c) provides:

An *inter partes* review proceeding shall be administered such that pendency before the Board after institution is normally no more than one year. The time can be extended by up to six months for good cause by the Chief Administrative Patent Judge

In accordance with 37 C.F.R. § 42.100(c), the Chief Administrative Patent Judge has determined that good cause exists to extend the one-year period for issuing Final Written Decisions in these cases. IPR2017-00210, Paper 74; IPR2017-00219, Paper 73; 37 C.F.R. § 42.100(c). Accordingly, the time to administer these proceedings is extended by up to six months.

Accordingly, it is:

ORDERED that good cause exists to extend the time of pendency in these proceedings; and

FURTHER ORDERED that these proceedings are extended by up to six months.

IPR2017-00210 and IPR2017-00219
Patent 7,116,710 B1

For PETITIONER:

Richard Goldenberg
Brian M. Seeve
Dominic E. Massa
WILMER CUTLER PICKERING HALE AND DORR LLP
richard.goldenberg@wilmerhale.com
brian.seeve@wilmerhale.com
dominic.massa@wilmerhale.com

For PATENT OWNER:

Michael T. Rosato
Matthew A. Argenti
Richard Torczon
WILSON SONSINI GOODRICH & ROSATI
mrosato@wsgr.com
margenti@wsgr.com
rtorczon@wsgr.com

Todd M. Briggs
Kevin P.B. Johnson
QUINN EMANUEL URQUHART & SULLIVAN LLP
toddbriggs@quinnemanuel.com
kevinjohnson@quinnemanuel.com