

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GLOBALFOUNDRIES, INC. and GLOBALFOUNDRIES U.S. INC.,¹
Petitioners,

v.

GODO KAISHA IP BRIDGE 1,
Patent Owner.

Cases IPR2017-00753, IPR2017-00757, IPR2017-00919,
and IPR2017-00920 (Patent 6,538,324 B1)
Cases IPR2017-00849, IPR2017-00850, IPR2017-00925,
and IPR2017-00926 (Patent 7,126,174 B2)²

Before JUSTIN T. ARBES, MICHAEL J. FITZPATRICK, and
JENNIFER MEYER CHAGNON, *Administrative Patent Judges*.

ARBES, *Administrative Patent Judge*.

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

¹ GlobalFoundries, Inc. is the petitioner in Cases IPR2017-00753, IPR2017-00757, IPR2017-00849, and IPR2017-00850. GlobalFoundries U.S. Inc. is the petitioner in Cases IPR2017-00919, IPR2017-00920, IPR2017-00925, and IPR2017-00926.

² This Order addresses issues pertaining to all eight cases. Therefore, we exercise our discretion to issue a single Order to be filed in each case. The parties are not authorized to use this style heading for any subsequent papers.

Cases IPR2017-00753, IPR2017-00757, IPR2017-00849, IPR2017-00850, IPR2017-00919, IPR2017-00920, IPR2017-00925, and IPR2017-00926

A conference call in the above proceedings was held on February 22, 2017, among respective counsel for Petitioner and Patent Owner, and Judges Arbes, Fitzpatrick, and Chagnon. The purpose of the call was to discuss Patent Owner's request for an extension to the deadlines for filing (1) oppositions to Petitioner's motions for joinder in Cases IPR2017-00753, IPR2017-00757, IPR2017-00849, and IPR2017-00850, and (2) mandatory notice information in Cases IPR2017-00849 and IPR2017-00850, given Petitioner's stated intent to "withdraw[]" the petitions in each of the four original cases. *See, e.g.*, IPR2017-00919, Paper 1, 34 n.13. Petitioner explained that due to an allegedly inadvertent omission of a real party-in-interest in the original petitions, it filed a second set of otherwise identical petitions in Cases IPR2017-00919, IPR2017-00920, IPR2017-00925, and IPR2017-00926. Petitioner sought authorization to file motions to dismiss the original petitions once the new petitions are accorded filing dates. Petitioner had no objection to extending the deadlines for Patent Owner's oppositions to the motions for joinder in the original cases, and Patent Owner had no objection to Petitioner filing motions to dismiss.

As explained during the call, we find good cause for extending the time for Patent Owner to respond to the motions for joinder, as the motions would be rendered moot if the petitions are dismissed. *See* 37 C.F.R. § 42.5(c)(2). We do not find good cause for delaying Patent Owner's submission of mandatory notice information. Patent Owner shall file mandatory notice information in each of the instant proceedings within 21 days of service of the respective petition, in accordance with 37 C.F.R. § 42.8(a)(2). Finally, under the particular factual circumstances of these cases, we find it appropriate to authorize a motion to dismiss the petition in

Cases IPR2017-00753, IPR2017-00757, IPR2017-00849, IPR2017-00850, IPR2017-00919, IPR2017-00920, IPR2017-00925, and IPR2017-00926

each of the original cases. *See* 37 C.F.R. § 42.71(a). Petitioner should explain in each motion why dismissal is warranted, identify any differences between the first and second petition, and state whether the motion is opposed or unopposed. Should the parties have any issues with respect to the motions to dismiss, the parties may request another conference call.

In consideration of the foregoing, it is hereby:

ORDERED that the deadline for Patent Owner to file an opposition to the motion for joinder in each of Cases IPR2017-00753, IPR2017-00757, IPR2017-00849, and IPR2017-00850, is extended to March 31, 2017; and

FURTHER ORDERED that Petitioner is authorized to file a motion to dismiss the petition in each of Cases IPR2017-00753, IPR2017-00757, IPR2017-00849, and IPR2017-00850, within one week of a filing date being accorded to the corresponding petition in Cases IPR2017-00919, IPR2017-00920, IPR2017-00925, and IPR2017-00926.

Cases IPR2017-00753, IPR2017-00757, IPR2017-00849, IPR2017-00850, IPR2017-00919, IPR2017-00920, IPR2017-00925, and IPR2017-00926

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