

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

EVERNOTE CORPORATION,
Petitioner,

v.

TALSK RESEARCH, INC.,
Patent Owner.

Case IPR2017-01154
Patent 7,178,097 B1

Before SALLY C. MEDLEY, KERRY BEGLEY, and
CHRISTOPHER L. OGDEN, *Administrative Patent Judges*.

OGDEN, *Administrative Patent Judge*.

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

On November 1, 2017, the initial conference call¹ was held between counsel for the respective parties and Judges Medley, Begley, and Ogden.

Motions

Petitioner's pending Motion for *Pro Hac Vice* Admission of Robert Frederickson III, filed October 27, 2017, will be addressed in a separate order. Patent Owner does not anticipate filing a motion to amend, and neither party seeks authorization to file any other motion at this time. If Patent Owner determines that it will file a motion to amend, Patent Owner must arrange a conference call with the Board and opposing counsel to discuss the proposed motion to amend. *See* 37 C.F.R. § 42.121(a).

In addition, a party seeking authorization to file a motion not contemplated per the Scheduling Order must arrange a conference call with opposing counsel and the Board.

Schedule

The parties do not propose any changes to the Scheduling Order dated September 28, 2017, and do not anticipate the need for any changes.

To the extent issues arise with DATES 1–5 identified in the Scheduling Order, the parties are reminded that, without obtaining prior authorization from the Board, they may stipulate to different dates for DATES 1–5, as provided in the Scheduling Order, by filing an appropriate notice with the Board. The parties may not stipulate to any other changes to the Scheduling Order.

¹ The initial conference call is held to discuss the Scheduling Order and any motions that the parties anticipate filing during the trial. Office Patent Trial Practice Guide, 77 Fed. Reg. 48756, 48765 (Aug. 14, 2012).

Related Matters

The parties state that they have stipulated to a stay in the related district court case *Talsk Research, Inc. v. Evernote Corp.*, No. 3:17-cv-05576 (N.D. Cal.).

Settlement

The parties have nothing to report with respect to settlement.

Order

It is

ORDERED that no motions are authorized at this time.

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