

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORPORATION and CAVIUM, INC.,
Petitioner,

v.

ALACRITECH, INC.,
Patent Owner.

Cases IPR2017-01391 (Patent 7,237,036 B2)
IPR2017-01392 (Patent 7,337,241 B2)
IPR2017-01393 (Patent 9,055,104 B2)
IPR2017-01405 (Patent 7,124,205 B2)
IPR2017-01406 (Patent 7,673,072 B2)
IPR2017-01409 (Patent 8,131,880 B2)
IPR2017-01410 (Patent 8,131,880 B2)¹

Before STEPHEN C. SIU, DANIEL N. FISHMAN, and
CHARLES J. BOUDREAU, *Administrative Patent Judges*.

FISHMAN, *Administrative Patent Judge*.

¹ Cavium, Inc., which filed petitions in Cases IPR2017-01707, IPR2017-01714, IPR2017-01718, IPR2017-01728, IPR2017-01735, IPR2017-01736, and IPR2017-01737, has been joined as a petitioner in these proceedings. This Order applies to each referenced case. The parties are not authorized to use this heading style.

IPR2017-01391 (Patent 7,237,036 B2)
IPR2017-01392 (Patent 7,337,241 B2)
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ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5

On February 28, 2018, Patent Owner, Alacritech, Inc., filed Unopposed Motions to Enter Corrected Response and Corrected Exhibit 2026. IPR2017-01391, Paper 31 (“Motion” or “Mot.”).²

Initially we note Patent Owner’s Corrected Responses (IPR2017-01391 Paper 30; IPR2017-01392 Paper 34; IPR2017-01393 Paper 30; IPR2017-01405 Paper 32; IPR2017-01406 Paper 34; IPR2017-01409 Paper 32; IPR2017-01410 Paper 32) and corrected Exhibits 2026 were filed on February 24, 2018, without required prior authorization from the Board, followed four days later by Patent Owner’s Motions, also without require prior authorization. *See* 37 C.F.R. § 42.20(b). Despite Patent Owner’s violation of our rules, we have entered the Motions, Corrected Responses, and corrected Exhibits 2026. Both parties are reminded to review and comply with our rules. Further unauthorized filings may not be entered.

² Related, substantively identical, motions filed in other related, instituted, reviews are identified as follows: IPR2017-01392 Paper 35; IPR2017-01393 Paper 31; IPR2017-01405 Paper 33; IPR2017-01406 Paper 35; IPR2017-01409 Paper 33; IPR2017-01410 Paper 33.

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Patent Owner alleges certain clerical errors were discovered in its originally filed Response and Exhibit 2026, in each of the above-identified cases, shortly after filing. Mot. 2. Patent Owner identifies the changes in a proposed replacement Patent Owner Response and in a proposed replacement Exhibit 2026. *Id.* at 2–5. Patent Owner avers that, following a conference between the parties, Petitioner does not oppose Patent Owner’s Motions. *Id.* at 2.

Accordingly, Patent Owner’s Motions are *granted*, and therefore, it is ORDERED that Patent Owner’s Corrected Responses (IPR2017-01391 Paper 30; IPR2017-01392 Paper 34; IPR2017-01393 Paper 30; IPR2017-01405 Paper 32; IPR2017-01406 Paper 34; IPR2017-01409 Paper 32; IPR2017-01410 Paper 32) and corrected Exhibit 2026 in each case are entered; and

FURTHER ORDERED that originally filed documents in each above-identified case will be expunged as follows:

<i>Inter Partes</i> Review Number	Documents to be Expunged
IPR2017-01391	Paper 29, Originally filed Exhibit 2026
IPR2017-01392	Paper 33, Originally filed Exhibit 2026
IPR2017-01393	Paper 29, Originally filed Exhibit 2026
IPR2017-01405	Paper 31, Originally filed Exhibit 2026
IPR2017-01406	Paper 33, Originally filed Exhibit 2026
IPR2017-01409	Paper 31, Originally filed Exhibit 2026
IPR2017-01410	Paper 31, Originally filed Exhibit 2026

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