

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,  
Petitioner,

v.

UNILOC 2017 LLC,  
Patent Owner.

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Case IPR2018-00294  
Patent 6,736,759 B1

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Before SALLY C. MEDLEY, JOHN F. HORVATH, and  
SEAN P. O'HANLON, *Administrative Patent Judges*.

O'HANLON, *Administrative Patent Judge*.

ORDER  
Conduct of the Proceeding and Expungement of Paper  
*37 C.F.R. §§ 42.5 and 42.7*

IPR2018-00294  
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Petitioner filed an opposition to Patent Owner's Request for Rehearing. Paper 22. Petitioner also filed copies of Patent Owner's (Ex. 1028) and Petitioner's (Ex. 1029) hearing demonstratives. These filings are unauthorized and shall be expunged from the record. In particular, the Trial Practice Guide explains that "[t]he opposing party should not file a response to a request for rehearing absent a request from the Board." Office Patent Trial Practice Guide, 77 Fed. Reg. 48,756, 48,768 (Aug. 14, 2012). Additionally, we instructed the parties that they "shall not file any demonstrative exhibits in this case without prior authorization from the Board." Paper 16, 2–3.

For this reason, Petitioner's opposition and exhibits shall be expunged from the record of this proceeding. 37 C.F.R. § 42.7(a).

It is

ORDERED that Petitioner's Opposition (Paper 22) and Exhibits 1028 and 1029 be expunged from the record.

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