

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SONOS, INC.,  
Petitioner,

v.

IMPLICIT, LLC,  
Patent Owner.

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IPR2018-00766 (Patent 7,391,791 B2)<sup>1</sup>  
IPR2018-00767 (Patent 8,942,252 B2 )

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Before MICHELLE N. WORMMEESTER, SHEILA F. McSHANE, and  
NABEEL U. KHAN, *Administrative Patent Judges*.

McSHANE, *Administrative Patent Judge*.

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

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<sup>1</sup> This Order addresses issues that are identical in each of these cases. Therefore, we exercise our discretion to issue one order to be filed in each case. The parties, however, are not authorized to use this style heading in any subsequent papers without prior authorization.

IPR2018-00766 (Patent 7,391,791 B2)  
IPR2018-00767 (Patent 8,942,252 B2 )

Patent Owner requested a modification to the date for the consolidated oral hearing set for June 17, 2019, because of a scheduling conflict, and proposed alternative dates. *See* Ex. 3001; Paper 32 (IPR2018-00766). Petitioner did not object to the proposed alternative dates. Ex. 3001. A May 31, 2019 teleconference was convened with the parties, and oral hearing dates of June 17 or June 18, 2019 were discussed. Patent Owner indicated that it was possible for its counsel to accommodate the June 17, 2018 oral hearing date, as originally set. The parties were requested by the Board to further advise on their positions on the hearing date and locations. Petitioner communicated with the Board and further advised that it found it acceptable to reset the hearing date to June 18, 2019, but requested that the hearing be held in Alexandria, VA. *See* Ex. 3002. Patent Owner did not provide any additional response.

We have considered Patent Owner's request and Petitioner's position, and further in view of the panel's availability as well as the Board's hearing room availability. In light of the circumstances, we deny Patent Owner's request and the oral hearing date and time remain June 17, 2019 at 1 PM EST, with the hearing to be convened in the Madison Building East, 600 Dulany Street, Alexandria, Virginia.

#### ORDER

Accordingly, Patent Owner's request to modify the oral hearing date is *denied*.

IPR2018-00766 (Patent 7,391,791 B2)

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PETITIONER:

Rory P. Shea

Cole B. Richter

George I. Lee

Michael P. Boyea

LEE SULLIVAN SHEA & SMITH LLP

shea@ls3ip.com

richter@ls3ip.com

lee@ls3ip.com

boyea@ls3ip.com

PATENT OWNER:

James Hopenfeld

SINGER BEA, LLP

jhopenfeld@singerbea.com

Christian Hurt

THE DAVIS FIRM, PC

churt@bdavisfirm.com