

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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UNIFIED PATENTS INC.  
Petitioner

v.

BRADIUM TECHNOLOGIES, LLC  
Patent Owner

IPR2018-00952  
Patent 9,253,239

**UNOPPOSED MOTION TO MODIFY DUE DATE  
FOR PATENT OWNER'S PRELIMINARY  
RESPONSE**

**Paper No. 8**

Patent Owner respectfully requests that the Board extend the time for filing of Patent Owner's Preliminary Response for IPR2018-00952 (U.S. Patent No. 9,253,239 (the "'239 patent'")) to September 24, 2018, due to an issue with service of the Petition.

The Board authorized Patent Owner Bradium Technologies, LLC ("Bradium") to file this motion to modify the due date for Patent Owner's Preliminary Patent Response in an August 8, 2018, e-mail, in response to a joint request by Bradium and Unified Patents Inc. ("Unified," and collectively the "Parties") to the Board that was submitted by e-mail on August 2, 2018.

The Board issued a notice of filing date accorded on May 23, 2018, setting the last day for filing of the Patent Owner Preliminary Response to three months after the date of the notice (Paper No. 4). However, Patent Owner was not served at the correspondence address of record. *See* 37 CFR 42.105.

As shown in Exhibit 2001, the correspondence address of record and the attorney/agent information for the '239 patent is as follows:

Correspondence Address	Bradium Technologies LLC 75 Montebello Road Suffern, NY 10901 Customer No. 137611
Attorney/Agent Information	Michael Shanahan, Reg. No. 43,914 Anatoly Weiser, Reg. No. 43,229

The USPTO acknowledged the above address in a March 11, 2016, Notice of Acceptance of Power of Attorney. Ex. 2002 at 1.

As shown by the Petition Certificate of Service (Paper No. 2 at 73), the Petition was served upon David Crosby, Mintz Levin, One Financial Center, Boston MA 02111, Customer No. 30623. Therefore, the Petition was not served at the correspondence address of record. Counsel for Patent Owner discovered the defective service upon being retained to represent Patent Owner and submitting Mandatory Notices and Power of Attorney on July 20, 2018.

Thereafter, the Parties conferred regarding this service issue and agreed on a resolution which would provide Patent Owner with additional time to file its Preliminary Patent Owner Response. Accordingly, Petitioner does not oppose this motion, and no opposition or reply will be filed regarding this motion.

The Parties also wish to inform the Board that they are discussing discovery requested by Patent Owner, and believe that the additional time requested will be of assistance to the parties in their discussions.

The Parties therefore respectfully request that the Board issue an Order resetting the last day for filing of Patent Owner Preliminary Response to September 24, 2018.

Respectfully submitted,

/s/ Chris J. Coulson

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*Counsel for Patent Owner*

**CERTIFICATE OF SERVICE**

I hereby certify that on August 8, 2018, I caused a true and correct copy of the foregoing motion to modify the due date for Patent Owner's Preliminary Patent Response to be served via electronic mail to the attorneys of record at the following email addresses:

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