

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SHOPIFY, INC.
Petitioner,

v.

DDR HOLDINGS, LLC
Patent Owner.

Cases IPR2018-01008 and IPR2018-01011 (Patent 9,639,876 B1)
Cases IPR2018-01009 and IPR2018-01012 (Patent 9,043,228 B1)
Case IPR2018-01014 (Patent 8,515,825 B1)

Before CARL M. DEFRANCO, PATRICK M. BOUCHER, and
ALYSSA A. FINAMORE, *Administrative Patent Judges*.

FINAMORE, *Administrative Patent Judge*.

ORDER
Granting Motions to Correct Mistakes in Petition
37 C.F.R. § 42.104(c)

IPR2018-01008, IPR2018-01011 (Patent 9,639,876 B1)
IPR2018-01009, IPR2018-01012 (Patent 9,043,228 B1)
IPR2018-01014 (Patent 8,515,825 B1)

In each of these proceedings, with our authorization, Petitioner filed a Motion to Correct Mistakes in Petition under 37 C.F.R. § 42.104(c) (Paper 8, “Mot.”), and a redlined version of the Petition showing the proposed corrections (Ex. 1023).¹ Petitioner seeks to correct “typographical errors in the Petitioner’s exhibit list, table of authorities, citations to the accompanying expert declaration, and the listing of claims being challenged under 37 C.F.R. § 42.104(b).” Mot. 2. With respect to the latter, Petitioner asserts “[t]he original petition erroneously named incorrect claim numbers in the listing of claims being challenged and the element-by-element analysis, even though the substance of the analysis addressed the intended claim elements.” *Id.*

Petitioner notified Patent Owner of the errors in the original Petition on May 4, 2018, and provided Patent Owner with a redlined version of the Petition on May 7, 2018. *Id.* at 3. Patent Owner does not oppose this Motion. *Id.*

We have reviewed Petitioner’s Motion and proposed changes to the Petition. There are only a small number of changes, and we agree with Petitioner that the proposed changes are typographical in nature. Furthermore, there is approximately a month until the September 5, 2018, due date for filing a preliminary response. In view of the foregoing, we grant Petitioner’s Motion with no change in the May 3, 2018, filing date of the Petition. 37 C.F.R. § 42.104(c); Paper 7, 1.

¹ The Motions filed in each of the proceedings are similar. For convenience, we cite only to IPR2018-01008.

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IPR2018-01009, IPR2018-01012 (Patent 9,043,228 B1)
IPR2018-01014 (Patent 8,515,825 B1)

It is, therefore,

ORDERED that Petitioner's Motion to Correct Mistakes in Petition in each of these proceedings is *granted* without any change in the filing date of the respective Petition; and

FURTHER ORDERED that Petitioner shall file a clean copy of the corrected Petition corresponding to the redlined version as a paper in each of these proceedings within two (2) business days from the mailing date of this Order. The filing should be labeled as a "Corrected Petition" in PTAB E2E.

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