

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

EVERLIGHT ELECTRONICS CO., LTD.,
Petitioner,

v.

DOCUMENT SECURITY SYSTEMS, INC.,
Patent Owner.

Case IPR2018-01260
Patent 7,919,787 B2

Before SALLY C. MEDLEY, SCOTT C. MOORE, and
BRENT M. DOUGAL, *Administrative Patent Judges*.

MEDLEY, *Administrative Patent Judge*.

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

On September 12, 2018, Everlight Electronics Co., Ltd., (“Petitioner 2”)¹ contacted the Board via email requesting a conference call to seek authorization to file a Motion for Joinder with *Nichia Corporation v. Document Security Systems, Inc.*, Case IPR2018-00965 (“the 965 proceeding”). According to the email, Document Security Systems, Inc. (“Patent Owner”) and the Petitioner in the 965 proceeding—Nichia Corporation (“Nichia”)—seek leave to file an opposition.

Based on the record of this proceeding, Petitioner is authorized to file a motion for joinder with the 965 proceeding. Patent Owner and Nichia are authorized to file oppositions. Because Nichia is not a party to this proceeding, Nichia shall file, and separately serve, its opposition and any evidence in support of the opposition in the 965 proceeding. No other papers related to this proceeding are authorized to be filed in the 965 proceeding.

Accordingly, it is

ORDERED that Petitioner’s request to file a Motion for Joinder with the 965 proceeding is *granted*;

FURTHER ORDERED that the Motion for Joinder is due no later than October 2, 2018;

FURTHER ORDERED that any Patent Owner Opposition and any Nichia Opposition to the Motion for Joinder are due no later than October 16, 2018;

¹ Petitioner 2, Everlight Electronics, Co., Ltd., identifies Everlight Americas, Inc. as a real party-in-interest. Pet. 1.

IPR2018-01260
Patent 7,919,787 B2

FURTHER ORDERED that any Petitioner's Reply to a Patent Owner Opposition and any Petitioner's Reply to a Nichia Opposition are due no later than October 26, 2018; and

FURTHER ORDERED that the parties shall follow the page limits for motions, oppositions, and replies set forth per 37 C.F.R. § 42.24 for the respective filings.

For PETITIONER:

John F. Rabena
William H. Mandir
jrabena@sughrue.com
wmandir@sughrue.com

For PATENT OWNER:

Wayne M. Helge
James T. Wilson
Aldo Noto
whelge@dbjg.com
jwilson@dbjg.com
anoto@dbjg.com