

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.

QUALCOMM INC.,  
Patent Owner.

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Case IPR2018-01279  
Patent 7,844,037 B2

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Before DANIEL N. FISHMAN, MICHELLE N. WORMMEESTER, and  
SCOTT B. HOWARD, *Administrative Patent Judges*.

HOWARD, *Administrative Patent Judge*.

ORDER  
Denying Request to Change Hearing Date  
*37 C.F.R. § 42.5*

In an e-mail dated October 7, 2019, Petitioner requested to postpone the oral hearing—scheduled for November 20, 2019—due to a conflict. Petitioner proposed an alternate date of November 22, 2019.

On October 10, 2019, a call was held between representatives of the parties and Administrative Patent Judges Fishman, Wormmeester, and Howard. During the call, counsel for Petitioner indicated lead counsel and one back-up counsel had a previously scheduled conflict with a law firm meeting. Counsel for Petitioner further indicated that if the hearing was held on November 20, 2019, one of the back-up counsel would be able to conduct the argument. Following the call, counsel for Petitioner confirmed that the conflict was not for a court hearing.

Because back-up counsel is available and lead counsel does not have a previously scheduled court appearance, good cause for changing the hearing date does not exist.

In consideration of the foregoing, it is hereby:

ORDERED that the request to change the oral hearing date is *denied*.

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