

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MERRILL COMMUNICATIONS LLC d/b/a MERRILL
CORPORATION,
Petitioner

v.

E-NUMERATE SOLUTIONS, INC.,
Patent Owner

Case IPR2018-01389
U.S. Patent 9,268,748

WAIVER OF PATENT OWNER'S PRELIMINARY RESPONSE

Pursuant to 37 C.F.R. §42.107(b), Patent Owner, E-NUMERATE SOLUTIONS, INC. hereby elects to waive its preliminary response in this Inter Partes Review No. 2018-01389. As indicated in the Trial Practice Guide, no adverse inference should be taken by this election. *See* Office Patent Trial Practice Guide, Fed. Reg. Vol. 77, No. 157 (2012) at Section II.C. This

election shall not constitute a waiver or admission by Patent Owner with respect to any material set forth in the Petition.

Date: November 26, 2018

By: /Gregory Gonsalves/

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §§ 42.6(e), this is to certify that I caused an electronic copy of the foregoing PATENT OWNER'S WAIVER OF PRELIMINARY RESPONSE to be served on the Petitioner's lead counsel listed below by filing in the Patent Review Processing System and by email to the following email address:

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