

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 IPR2018-01391
U.S. Patent 9,262,383

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. 2018-01391. 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/

Dr. Gregory Gonsalves
Reg. No. 43,639
2216 Beacon Lane
Falls Church, Virginia 22043
(571) 419-7252
gonsalves@gonsalveslawfirm.com

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:

Lead Counsel
Katherine J. Rahlin
Fredrikson & Byron, P.A.
200 South Sixth Street, Suite 4000
Minneapolis, MN 55402
Phone: (612) 492-7370
Fax: (612) 492-7077
krahlin@fredlaw.com

Date: November 26, 2018

By: /Gregory Gonsalves
Dr. Gregory Gonsalves
Reg. No. 43,639
2216 Beacon Lane
Falls Church, Virginia 22043
(571) 419-7252
gonsalves@gonsalveslawfirm.com