

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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AXIS COMMUNICATIONS AB., CANON INC.,  
and CANON U.S.A., INC.,  
Petitioner,

v.

AVIGILON FORTRESS CORPORATION,  
Patent Owner.

Cases IPR2019-00235  
Patent 7,868,912 B2 & C1

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*Before* GEORGIANNA W. BRADEN, KIMBERLY McGRAW, and  
JESSICA C. KAISER, *Administrative Patent Judges*.

McGRAW, *Administrative Patent Judge*.

ORDER  
*Conduct of the Proceedings*  
37 C.F.R. § 42.5

On July 1, 2019, Petitioner Canon Inc. requested Precedential Opinion Panel review of our Decision not to institute *inter partes* review of U.S. Patent No. 7,868,912 (Paper 19, “Decision”). Ex. 3002. This request is currently under review. Paper 21.

On July 1, 2019, Axis Communications AB., Canon Inc., and Canon U.S.A., Inc. (“Petitioner”) filed a request for rehearing of our Decision. Paper 20. On July 9, 2019, Patent Owner Avigilon Fortress Corporation (“Patent Owner”) requested authorization to submit a reply to Petitioner’s request for rehearing. Ex. 3003. Patent Owner states that its reply will address “newly-raised arguments” and “correct several inaccuracies in Petitioners’ request for rehearing.” *Id.* Patent Owner further states that the points it seeks to raise in its requested reply “could also explain why Precedential Opinion Panel review, which Petitioners have also requested, is not necessary.” *Id.*

Patent Owner’s request for authorization to file a reply to Petitioner’s Request for Rehearing is denied. If the Precedential Opinion Panel grants review, the Precedential Opinion Panel will provide its own guidance as to what additional briefing is authorized. If the Precedential Opinion Panel declines review, however, Patent Owner may at that time renew its request to file a reply to Petitioner’s Request for Rehearing.

In the meantime, Patent Owner may submit an email stating why it opposes Precedential Opinion Panel review to

**[Precedential\\_Opinion\\_Panel\\_review@uspto.gov](mailto:Precedential_Opinion_Panel_review@uspto.gov)**

IPR2019-00235  
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Accordingly, it is:

ORDERED that Patent Owner's request for authorization to file a reply to Petitioner's Request for Rehearing is *denied* without prejudice;

FURTHER ORDERED that if the Precedential Opinion Panel declines review of our Decision, Patent Owner may at that time renew its request to file a reply to Petitioner's Request for Rehearing;

FURTHER ORDERED Patent Owner may submit an email stating why it opposes Precedential Opinion Panel review to **[Precedential\\_Opinion\\_Panel\\_review@uspto.gov](mailto:Precedential_Opinion_Panel_review@uspto.gov)**

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