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Sent: Monday, April 15, 2019 2:28 PM

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Subject: IPR2019-00311 and IPR2019-00314

Dear Board,

Petitioners respectfully request permission from the Board to file replies of five pages to Patent Owner's preliminary responses in the above-captioned proceedings. Specifically, Petitioners request a reply in IPR2019-00311 to address the publication status of the Kellogg and Brill references, and Petitioners request a reply in IPR2019-00314 to address the publication status of the Dimitrova and Brill references.

Good cause exists for filing these replies to address Patent Owner's assertions that Kellogg, Brill, and Dimitrova are not printed publications. Among other things, each of these references were found to be printed publications in IPR2018-00138 and IPR2018-00140, which involve the '661 patent that is related to the challenged '923 patent. The Board recently ruled that there was good cause to file a reply on this issue with respect to the Kellogg reference in IPR2019-00235 (see Paper No. 13), which involves the '912 patent that is also related to the challenged '923 patent.

Patent Owner has stated that, while it disagrees that good cause exists, it does not oppose this request if Patent Owner is permitted to submit a sur-reply of equal length to Petitioners' replies (if permitted) in both the 311 and 314 IPRs.

Should the board consider a conference call to be necessary, the parties are available tomorrow (April 16) before 3PM Eastern, or at another time that is convenient to the Board.

Sincerely,

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