

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ALPHATEC HOLDINGS, INC. and ALPHATEC SPINE, INC.
Petitioners,

v.

NUVASIVE, INC.,
Patent Owner.

Case IPR2019-00362
Patent 8,361,156

JOINT STIPULATION TO MODIFY THE SCHEDULING ORDER

Pursuant to the July 10, 2019 Scheduling Order entered in the above-captioned matter, the parties hereto present this Joint Stipulation to move DUE DATES 1 through 3 as follows:

	Previous Date	Revised Date
DUE DATE 1	October 16, 2019	October 30, 2019
DUE DATE 2	January 8, 2020	January 22, 2020
DUE DATE 3	February 3, 2020	February 17, 2020

For ease of reference, the undersigned has attached hereto a copy of the Appendix from the Scheduling Order, containing the new deadlines inserted by hand.

DUE DATES 4 through 8 remain unchanged.

Respectfully submitted,

Date: October 3, 2019

/ Michael T. Rosato /
Michael T. Rosato, Lead Counsel
Reg. No. 52,182

CERTIFICATE OF SERVICE

I certify that the foregoing Joint Stipulation to Modify the Scheduling Order was served on October 3, 2019, on the Petitioner at the electronic service addresses of the Petitioner as follows:

Jovial Wong
Nimalka R. Wickramasekera
David P. Dalke
WINSTON & STRAWN LLP
Alphatec-IPRs@winston.com

Respectfully submitted,

Date: October 3, 2019

/ Michael T. Rosato /
Michael T. Rosato, Lead Counsel
Reg. No. 52,182

Patent Owner's motion to amend the patent

DUE DATE 2 ~~December 23, 2019~~
 Petitioner's reply to Patent Owner's response to the petition ~~JANUARY 8,~~
 Petitioner's opposition to Patent Owner's motion to amend ~~JANUARY 22~~

DUE DATE 3 ~~February 3, 2020~~ FEBRU
 Patent Owner's sur-reply to Petitioner's reply to the response to the
 petition
 Patent Owner's reply to Petitioner's opposition to the motion to
 amend OR Patent Owner's revised motion to amend

DUE DATE 4 February 24, 2020
 Request for oral argument (may not be extended by stipulation)

DUE DATE 5 March 16, 2020
 Petitioner's sur-reply to the opposition to the motion to amend
 Motion to exclude evidence

DUE DATE 6 March 23, 2020
 Opposition to motion to exclude
 Request for pre-hearing conference

DUE DATE 7 March 30, 2020
 Reply to opposition to motion to exclude

