

From: [Toft, Lukas](#)
To: [Trials](#)
Cc: [Elliott, Kyle L.](#); [Hare, Jaspal](#); [Allee, J. Lori](#); [Steve Moore](#); [k ecia](#); [Tuttle, Kevin](#); [Hansen, Andrew S.](#); [Nath, Archana](#); [Patton, Elizabeth A.](#); [Nicole Cunningham](#); [Engle, Devonia S.](#); [Scott, Kris K.](#)
Subject: RE: ANM v. Sleep Number Corporation, IPR2019-00514 – Request for Initial Conference Call
Date: Tuesday, September 3, 2019 4:51:57 PM
Attachments: [101934263_1_Proposed_Discovery_Requests_IPR2019-00514-C1.PDF](#)
[101934397_1_Proposed_Discovery_Requests_IPR2019-00497,-00500-C1.PDF](#)

Dear Board and Petitioner,

Pursuant to the Board's request, Patent Owner Sleep Number Corporation hereby provides the attached proposed discovery requests in advance of the parties September 5, 2019 initial conference call.

Best Regards,
Luke

Luke Toft
Fox Rothschild LLP
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From: Trials <Trials@USPTO.GOV>
Sent: Tuesday, September 3, 2019 9:13 AM
To: Tuttle, Kevin <ktuttle@spencerfane.com>; Trials <Trials@USPTO.GOV>
Cc: Elliott, Kyle L. <KElliott@spencerfane.com>; Hare, Jaspal <jhare@spencerfane.com>; Allee, J. Lori <JAllee@spencerfane.com>; Steve Moore <steve.moore@pillsburylaw.com>; Toft, Lukas <ltoft@foxrothschild.com>; k ecia <kecia.reynolds@pillsburylaw.com>
Subject: [EXT] RE: ANM v. Sleep Number Corporation, IPR2019-00514 – Request for Initial Conference Call

Counsel,

An initial conference call for the above-identified case will be held in conjunction with the conference call currently scheduled for Thursday, September 5, 2019, at 11:30AM EST for related case numbers IPR2019-00497 and IPR2019-00500. The parties should make the same preparations for the above-identified case as the Board advised for the related cases. Namely, Patent Owner should provide its proposed discovery requests to the Board and Petitioner, by email, no later than close of business September 3, 2019. If specific discovery requests have not been drafted, Patent Owner will provide a detailed outline of such requests, including the specific financial and sales information that it intends to request. The parties should also be prepared to discuss a proposed briefing schedule in the event the Board authorizes Patent Owner to file a motion for additional discovery.

Regards,

Andrew Kellogg,
Supervisory Paralegal
Patent Trial and Appeal Board

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From: Tuttle, Kevin <ktuttle@spencerfane.com>
Sent: Friday, August 30, 2019 2:59 PM
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Subject: ANM v. Sleep Number Corporation, IPR2019-00514 – Request for Initial Conference Call

Dear PTAB Trials:

Petitioner American National Manufacturing, Inc. and Patent Owner Sleep Number Corporation request an initial conference call with the Board to discuss proposed changes to Due Dates 1-3, and proposed motions.

Initial Conference Call

The parties are available for a conference call with the Board on the date and at the time the Board call has been scheduled for the co-pending proceedings IPR2019-00497 and IPR2019-00500 involving the parties: Thursday, September 5, 2019, at 11:30 AM EST. Additionally, the parties are available at the following dates and times (EST):

Wednesday, September 4 from 11:00 AM to 4:00 PM;
Thursday, September 5 from 11:00 AM to 4:00 PM.

Proposed Stipulation to Due Dates 1-3

The August 5, 2019 Scheduling Order (Paper 11) permits the parties to stipulate to different dates for DUE DATES 1-3. The parties have discussed and agreed to changes to DUE DATES 1-3 of the Scheduling Order in IPR2019-00514 and will jointly file the stipulation. The parties have stipulated to change the DUE DATES as follows:

DUE DATE 1: from October 21, 2019 to October 23, 2019
DUE DATE 2: from January 6, 2020 to January 15, 2020
DUE DATE 3: from February 19, 2020 to February 26, 2020

Proposed Motions

Petitioner opposes Patent Owner's request to file a motion for additional discovery related to the financial and sales information of Petitioner's sales and products. In view of Patent Owner's anticipated motion for additional discovery related to the financial and sales information of Petitioner's sales and products, Petitioner anticipates seeking a protective order related to Patent Owners motion for additional discovery. To the extent the Board authorizes Patent Owner's request to file a motion to extend the word count limit on Patent Owner's Response, Petitioner seeks authorization to file a motion to extend the word count limit on Petitioner's Reply to the Patent Owner's Response.

Patent Owner seeks authorization to file (1) a motion for additional discovery related to the financial and sales information of Petitioner's sales and products and (2) a motion to extend the word count limit on Patent Owner's Response.

Regards,

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