

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DISH NETWORK L.L.C.,
Petitioner,

v.

MULTIMEDIA CONTENT MANAGEMENT LLC,
Patent Owner.

IPR2019-01015
Patent 8,799,468

Before MICHELLE N. WORMMEESTER, MELISSA A. HAAPALA, and
MATTHEW J. McNEILL, *Administrative Patent Judges*.

McNEILL, *Administrative Patent Judge*.

ORDER
Expungement
37 C.F.R. §§ 42.5, 42.71

On December 13, 2019, Petitioner filed a Request for Rehearing of our Decision Denying Institution of IPR2019-01015. Paper 12. On January 13, 2020, Patent Owner filed an Opposition to Petitioner's Request for Rehearing. Paper 13.

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Under 37 C.F.R. § 42.71, a party dissatisfied with a decision may file a request for rehearing, without prior authorization from the Board. The Trial Practice Guide states that the opposing party “should not file a response to a request for rehearing absent a request from the Board.” 77 Fed. Reg. 48,755, 48,768 (Aug. 14, 2012).

The Board did not request that Patent Owner file a response to Petitioner’s Request for Rehearing, nor did Patent Owner request permission to file its Opposition to Petitioner’s Request for Rehearing. Thus, Patent Owner’s Opposition is improper and shall be expunged. *See* 37 C.F.R. § 42.7 (“The Board may expunge any paper . . . that is not authorized under this part.”).

Accordingly, it is

ORDERED that Patent Owner’s Opposition to Petitioner’s Request for Rehearing, Paper 13, shall be expunged from the record.

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