From: <u>Trials</u>

To: Weinschenk, Robert; Lee, Jameson; Trock, Kevin

Cc: Trials

 Subject:
 FW: IPR2019-01625-30; IPR2019-01649-54

 Date:
 Monday, June 8, 2020 1:28:12 PM

 Attachments:
 Square AC IPRs Schedule.pdf

Panel, please see below.

## **Thanks**

Eric

**From:** McKeown, Scott <Scott.McKeown@ropesgray.com>

**Sent:** Monday, June 8, 2020 12:59 PM

To: Trials < Trials@USPTO.GOV>

**Cc:** 'Jackson, Jason S.' <Jason.Jackson@KutakRock.com>; 'Tennant, David M.' <dtennant@whitecase.com>; 'Wang, Grace' <grace.wang@whitecase.com>; Higgins, Gabrielle E. <Gabrielle.Higgins@ropesgray.com>; Cheung, Victor <Victor.Cheung@ropesgray.com>; 'MacLeod,

Niall A.' <Niall.MacLeod@KutakRock.com> **Subject:** IPR2019-01625-30; IPR2019-01649-54

Trials,

Patent Owner has decided that it will not seek amendment under 35 USC 316(d) in any of its pending IPR proceedings, namely: IPR2019-01625; IPR2019-01627; IPR2019-01629; and IPR2019-01649-54.

As the May 28th Order issued in some of the above captioned IPRs indicated that the previous proposal to change scheduling may be reconsidered if Patent Owner elected not to pursue amendment under 35 USC 316(d), the parties now jointly request that the Board reconsider the earlier submitted proposal (Ex. 3001), which has been updated (attached) to reflect the Order (as well as the June 1st Order and June 2nd Order in the other IPRs). As previously discussed, the proposal would align the proceedings into two groups of cases. Also, Petitioner's counsel will update back-up counsel designations to ensure that statements made by counsel in the oral arguments of the first group of consolidated hearings are universally applicable.

While the parties may stipulate to change some of these dates (e.g., Due Dates 1-3), as the Board's involvement is necessary for other dates (e.g., Due Date 4), the record may be simplified by a single Order reflecting the attached proposal.

The parties are available for a conference call as well should there be a need.

Counsel for Square, Inc.
Counsel for Anywhere Commerce

## Scott A. McKeown



## **ROPES & GRAY LLP**

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