

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LKQ CORPORATION AND KEYSTONE AUTOMOTIVE INDUSTRIES,
INC.,
Petitioner,

v.

GM GLOBAL TECHNOLOGY OPERATIONS, LLC,
Patent Owner.

IPR2020-00065
Patent No. D813,120

Before KEN B. BARRETT, SCOTT A. DANIELS, and
ROBERT L. KINDER, *Administrative Patent Judges*.

KINDER, *Administrative Patent Judge*.

DECISION
Motion to Correct Petition
37 C.F.R. § 42.104(c)

Pursuant to our authorization, Petitioner filed an unopposed “Motion to Correct Certain Clerical or Typographical Errors in Petition.” Paper 7 (“Mot.”). Petitioner seeks to correct what it describes as “certain non-substantive clerical or typographical errors.” *Id.* at 2. Specifically, Petitioner identified four errors in its Petition where “vehicle front bumper” should have read “vehicle hood.” *Id.* (Page 15, line 16; Page 16, line 1; Page 42, line 2; Page 42, line 4).

When determining whether to grant a motion to correct a petition, the Board will consider any substantive effect, including any effect on the patent owner’s ability to file a preliminary response. We have reviewed the Motion, as well as the proposed changes to the Petition, and determine that the mistakes made constitute clerical errors based on the typographical corrections. The proposed corrections do not affect Patent Owner’s ability to file a preliminary response. Accordingly, the Motion is granted with no change in the November 13, 2019 filing date accorded to the Petition. 37 C.F.R. § 42.104(c); Paper 6, 1. Further, because the requested corrections are minor, we asked Petitioner not to file a corrected Petition or replace the original Petition. The parties, and the Board, should make the corrections set forth in the Motion (Paper 7) when quoting or referring to these four passages of the Petition.

We also deem Petitioner’s “Corrected Certificate of Word Count” (Paper 5) as another request to correct the petition, and we grant the request. Although the Petition had a certification pursuant to 37 CFR § 42.24, the certification only stated the petition had less than 14,000 words. *See* Paper 2, 66. The “Corrected Certificate” further explains that “the Petition

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contains 9,915 words,” in accordance with 37 CFR § 42.24(d), which requires “a certification stating the number of words in the paper.”

ORDER

It is, therefore,

ORDERED that Petitioner’s Unopposed Motion to Correct Petition (Paper 7) is GRANTED;

FURTHER ORDERED that Petitioner’s request to file “Corrected Certificate of Word Count” (Paper 5) is GRANTED.

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