

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MEDTRONIC, INC. and MEDTRONIC VASCULAR, INC.,
Petitioner,

v.

TELEFLEX INNOVATIONS S.À.R.L.,
Patent Owner.

IPR2020-00126 (Patent 8,048,032 B2)
IPR2020-00127 (Patent 8,048,032 B2)
IPR2020-00128 (Patent RE45,380 E)
IPR2020-00129 (Patent RE45,380 E)
IPR2020-00130 (Patent RE45,380 E)
IPR2020-00132 (Patent RE45,760 E)
IPR2020-00134 (Patent RE45,760 E)
IPR2020-00135 (Patent RE45,776 E)
IPR2020-00136 (Patent RE45,776 E)
IPR2020-00137 (Patent RE47,379 E)
IPR2020-00138 (Patent RE47,379 E)

Before SHERIDAN K. SNEDDEN, JON B. TORNQUIST, and
CHRISTOPHER G. PAULRAJ, *Administrative Patent Judges*.

PAULRAJ, *Administrative Patent Judge*.

ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5

IPR2020-00126; IPR2020-00127; IPR2020-00128; IPR2020-00129;
 IPR2020-00130; IPR2020-00132; IPR2020-00134; IPR2020-00135;
 IPR2020-00136; IPR2020-00137; IPR2020-00138

On November 23, 2020, Petitioner’s counsel emailed the Board requesting an expansion of its page count to respond to Patent Owner’s Contingent Motions to Amend in the above-captioned proceedings. Ex. 3001. Petitioner proposed the following modifications to the page count:

| | Current Page Count | Petitioners’ Proposed Modification to Page Count |
|-------------------------|--------------------|--|
| Petitioners’ Opposition | 25 | 40 |
| Patent Owner’s Reply | 12 | 25 |
| Petitioners’ Sur-Reply | 12 | 25 |

Petitioner’s counsel noted that the parties met and conferred and that Patent Owner opposed Petitioner’s requested modification, but made the following counter-offer:

| | Current Page Count | Patent Owner’s Proposed Modification if no Revised MTA | Patent Owner’s Proposed Modification if MTA |
|-------------------------|--------------------|--|---|
| Motion to Amend | - | - | 30 |
| Petitioners’ Opposition | 25 | 30 | 30 |
| Patent Owner’s Reply | 12 | 17 | 12 |
| Petitioners’ Sur-Reply | 12 | 12 | 12 |

Having considered the parties’ respective positions as stated in the November 23rd email, we determine that it would be beneficial to modify the

IPR2020-00126; IPR2020-00127; IPR2020-00128; IPR2020-00129;
IPR2020-00130; IPR2020-00132; IPR2020-00134; IPR2020-00135;
IPR2020-00136; IPR2020-00137; IPR2020-00138

page count for the briefing related to Patent Owner's Motions to Amend.

No conference call is deemed necessary to address Petitioner's request.

Accordingly, in consideration of the foregoing, it is hereby:

ORDERED that Petitioner's Oppositions to the Motions to Amend shall be limited to 35 pages each;

FURTHER ORDERED that Patent Owner's Replies in response to Petitioner's Oppositions shall be limited to 20 pages each;

FURTHER ORDERED that Petitioner's Sur-Replies in response to Patent Owner's Replies shall be limited to 15 pages each; and

FURTHER ORDERED that should Patent Owner choose to file revised Motions to Amend in accordance with the Board's Motion to Amend Pilot Program, the default 25 page limit shall apply to the revised Motions to Amend, and the foregoing adjusted page limits shall apply to the Oppositions, Replies, and Sur-Replies in response to the revised Motions to Amend.

IPR2020-00126; IPR2020-00127; IPR2020-00128; IPR2020-00129;
IPR2020-00130; IPR2020-00132; IPR2020-00134; IPR2020-00135;
IPR2020-00136; IPR2020-00137; IPR2020-00138

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