

From: [Trials](#)
To: [Matthew Smith](#); [Trials](#)
Cc: [Jay Chung](#); [Philip Wang](#); rak_ecofactor@raklaw.com; [Andrew Baluch](#); [Beth Laughton](#)
Subject: RE: IPR2021-00054, Google v. EcoFactor, U.S. Pat. No. 10,534,382
Date: Thursday, May 27, 2021 2:46:14 PM

Counsel,

Petitioner is authorized to file a motion requesting a stay of Reexamination No. 90/014,679. Petitioner shall file the motion no later than 5 business days from today. The motion, which shall be no longer than 7 pages, shall address the factors set forth in the Notice Regarding Options for Amendments by Patent Owner through Reissue or Reexamination During a Pending AIA Trial Proceeding (April 2019), 84 FR 16654.

Patent Owner may file a responsive paper, no longer than 7 pages, no later than 5 business days after Petitioner files its motion.

Only portions of the prosecution history of Reexamination No. 90/014,679 may be filed as exhibits.

Regards,

Andrew Kellogg,
Supervisory Paralegal
Patent Trial and Appeal Board
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From: Matthew Smith <smith@smithbaluch.com>
Sent: Wednesday, May 26, 2021 2:23 PM
To: Trials <Trials@USPTO.GOV>
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rak_ecofactor@raklaw.com; Andrew Baluch <baluch@smithbaluch.com>; Beth Laughton
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Subject: IPR2021-00054, Google v. EcoFactor, U.S. Pat. No. 10,534,382

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Dear Honorable Board,

Petitioner Google LLC requests authorization to file a motion to stay co-pending ex parte reexamination 90/014,679, which deals with the patent-at-issue in this proceeding, U.S. Pat. No. 10,534,382. The ex parte reexamination was filed by a third party, and is at an early stage (a reexamination has been ordered, but no office action has issued).

Counsel for Patent Owner EcoFactor has indicated that it does not oppose a stay of the reexamination proceeding, nor Google's request to file a motion to stay, but takes no position on any specific arguments or assertions that might be made in a motion to stay.

Respectfully,

M. Smith, counsel for Petitioner

Matthew A. Smith

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