

From: [Trials](#)
To: [Parham Hendifar](#); [Trials](#)
Cc: [Nathan Lowenstein](#); [Kenneth Weatherwax](#); [Vinson Lin](#); [Philip Graves](#); [David Holt](#); [Tiffany.miller@dlapiper.com](#); [Jim.heintz@dlapiper.com](#); [IPR50095-0015IP1](#); [Karl Renner](#)
Subject: RE: IPR2021-00144 Joint Request to Modify Schedule
Date: Friday, February 25, 2022 4:23:34 PM

Counsel,

Thank you for your email responding to the Board's questions. The Board has considered the parties' proposal to modify due dates 2 and 3 of the Scheduling Order and will allow the parties to modify those due dates as set forth in the joint request to the Board on February 17, 2022. The parties need not file anything with the Board at this time, as the Board will enter the email communications with the Board into the record to memorialize the parties' agreement and the Board's authorization.

Thank you,

Maria King

Deputy Chief Clerk for Trials
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
703-756-1288

From: Parham Hendifar <hendifar@lowensteinweatherwax.com>
Sent: Tuesday, February 22, 2022 2:49 PM
To: Trials <Trials@USPTO.GOV>
Cc: Nathan Lowenstein <lowenstein@lowensteinweatherwax.com>; Kenneth Weatherwax <weatherwax@lowensteinweatherwax.com>; Vinson Lin <Lin@lowensteinweatherwax.com>; Philip Graves <philipg@hbsslaw.com>; David Holt <DTH@fr.com>; Tiffany.miller@dlapiper.com; Jim.heintz@dlapiper.com; IPR50095-0015IP1 <IPR50095-0015IP1@fr.com>; Karl Renner <renner@fr.com>
Subject: Re: IPR2021-00144 Joint Request to Modify Schedule

CAUTION: This email has originated from a source outside of USPTO. **PLEASE CONSIDER THE SOURCE** before responding, clicking on links, or opening attachments.

Dear Honorable Board,

Patent Owner appreciates the Board's consideration of the parties' joint request. As Patent Owner's counsel entered an appearance in this matter just last week, it is unfortunately not able at this time to advise the Board whether Patent Owner will file a motion to amend. If Patent Owner does file a motion to amend, it would of course appreciate the opportunity to avail itself of the pilot program. However, if the Board believes that it is not feasible to utilize the pilot program with the parties'

requested extension, Patent Owner will forego the opportunity to utilize the pilot program so that the requested extension can be granted.

Regards,

Parham Hendifar | **Lowenstein & Weatherwax LLP**
1880 Century Park East., Suite 815, Los Angeles, CA 90067
Office: 310.307.4510

From: Trials <Trials@USPTO.GOV>
Date: Tuesday, February 22, 2022 at 8:18 AM
To: Parham Hendifar <hendifar@lowensteinweatherwax.com>, Trials <Trials@USPTO.GOV>
Cc: Nathan Lowenstein <lowenstein@lowensteinweatherwax.com>, Kenneth Weatherwax <weatherwax@lowensteinweatherwax.com>, Vinson Lin <Lin@lowensteinweatherwax.com>, Philip Graves <philipg@hbsslaw.com>, David Holt <DTH@fr.com>, "Tiffany.miller@dlapiper.com" <Tiffany.miller@dlapiper.com>, "Jim.heintz@dlapiper.com" <Jim.heintz@dlapiper.com>, IPR50095-0015IP1 <IPR50095-0015IP1@fr.com>, Karl Renner <renner@fr.com>
Subject: RE: IPR2021-00144 Joint Request to Modify Schedule

Counsel,

The Board has received the parties joint request and would like to know whether Patent Owner anticipates filing a motion to amend and, if so, whether Patent Owner intends to select one or more of the pilot program options—preliminary guidance and/or a revised motion to amend. The Board requests this information to determine whether the requested modifications to due dates 2 and 3 of the Scheduling Order are feasible in light of the December 2, 2022 statutory date for the Board's final written decision in the proceeding.

Thank you,

Maria King
Deputy Chief Clerk for Trials
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
703-756-1288

From: Parham Hendifar <hendifar@lowensteinweatherwax.com>
Sent: Thursday, February 17, 2022 1:18 PM
To: Trials <Trials@USPTO.GOV>
Cc: Nathan Lowenstein <lowenstein@lowensteinweatherwax.com>; Kenneth Weatherwax

<weatherwax@lowensteinweatherwax.com>; Vinson Lin <Lin@lowensteinweatherwax.com>; Philip Graves <philipg@hbsslaw.com>; David Holt <DTH@fr.com>; Tiffany.miller@dlapiper.com; Jim.heintz@dlapiper.com; IPR50095-0015IP1 <IPR50095-0015IP1@fr.com>; Karl Renner <renner@fr.com>

Subject: IPR2021-00144 Joint Request to Modify Schedule

CAUTION: This email has originated from a source outside of USPTO. **PLEASE CONSIDER THE SOURCE** before responding, clicking on links, or opening attachments.

Dear Honorable Board,

The Parties jointly write to request that the Board modify Due Dates 1, 2 and 3 in IPR2021-00144 per the table below. Given that the scheduling order (Paper 27 at 8) prohibits the parties from modifying the entirety of due dates 2, 3, the parties hereby request the Board's authorization for said modification. Good cause exists for the requested modification because Patent Owner has retained new counsel, who entered an appearance in this matter on February 14, 2022, just a few days ago, and requires additional time to review the relevant materials and prepare a Patent Owner Response and other responsive documents. New proposed due dates are:

New Due Date 1: March 25, 2022

New Due Date 2: June 24, 2022

New Due Date 3: August 5, 2022

Should the Board wish to have a conference call with the parties, the parties are generally available on Friday, February 18, Tuesday February 22 and Wednesday February 23.

Respectfully submitted,

Parham Hendifar | Lowenstein & Weatherwax LLP
1880 Century Park East., Suite 815, Los Angeles, CA 90067
Office: 310.307.4500