

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

QUALCOMM INCORPORATED and
ZYXEL COMMUNICATIONS CORPORATION,¹
Petitioner,

v.

UNM RAINFOREST INNOVATIONS,
Patent Owner.

IPR2021-00375 (Patent 8,265,096 B2)
IPR2021-00377 (Patent 8,249,204 B2)
IPR2021-00582 (Patent 8,565,326 B2)²

Before KRISTEN L. DROESCH, BARBARA A. PARVIS, and
CHARLES J. BOUDREAU, *Administrative Patent Judges*.

DROESCH, *Administrative Patent Judge*.

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

¹ ZyXEL Communications Corporation was joined as a petitioner in these proceedings based on petitions and motions for joinder filed in IPR2021-00734, IPR2021-00739, and IPR2021-00741, which were granted.

² This Order addresses overlapping issues in the cases listed above. Therefore, we issue one Order to be filed in each case. The parties, however, are not authorized to use this style of filing.

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Judges Droesch, Parvis, and Boudreau held a conference call on November 15, 2021, with counsel for the parties. In emails to the Board on November 10, 2021, counsel for Patent Owner indicated that Patent Owner intends to file motions to amend the claims in each of the proceedings listed in the caption, and requested a conference to comply with the requirements of 37 C.F.R. § 42.121(a). The panel reviewed with the parties the applicable guidance and rules relating to filing a motion to amend.

We direct the parties to the Board's order in *Lectrosonics, Inc. v. Zaxcom, Inc.*, Case IPR2018-01129, Paper 15 (PTAB Feb. 25, 2019) (precedential) and the Patent Trial and Appeal Board Consolidated Trial Practice Guide November 2019, which provide information and guidance on motions to amend. We also direct the parties to the Notice Regarding a New Pilot Program Concerning Motion to Amend Practice and Procedures in Trial Proceedings under the America Invents Act before the Patent Trial and Appeal Board, 84 Fed. Reg. 9497 (Mar. 15, 2019).

ORDER

Accordingly, it is:

ORDERED that Patent Owner has complied with the conference requirement of 37 C.F.R. § 42.121(a).

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