

From: [Kenneth Darby](#)
To: [Trials](#)
Cc: [Ari Rafilson](#); [jay.jaykesan.com](#); [IPR42653-00261P1](#); [David Hoffman](#); [Kenneth Darby](#)
Subject: Re: IPR2021-00633 Xilinx, Inc. v. FG SRC LLC
Date: Thursday, April 22, 2021 7:43:19 AM

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Case No.: IPR2021-00633
Petitioner: Xilinx, Inc.
Patent Owner: FG SRC LLC

Your Honors,

Petitioner respectfully requests guidance from the Board regarding logistics and scheduling for the pre-institution phase of Case No. IPR2021-00633.

On March 15, 2021, Petitioner filed a mirror-image petition and moved for joinder to the instituted proceeding in Case No. IPR2021-01449. On April 15, 2021, Patent Owner filed an opposition to Petitioner's joinder motion and moved for additional discovery.

Having conferred on the joinder and discovery issues, the parties have agreed on an expedited schedule where Petitioner will file a Reply to Patent's Owner's Opposition no later than **May 3, 2021**. The Reply will include arguments in favor of joinder and opposing additional discovery in **one 5-page paper**. Patent Owner will file a Sur-Reply to Petitioner's Motion for Joinder and a Reply to Patent Owner's Motion for Additional Discovery in **one 5-page paper** no later than **May 17, 2021**.

In the spirit of expediency and conserving resources, and because the substantive prior art issues have already been addressed preliminarily in Case No. IPR2021-01449, the parties have agreed to submit no further briefing in the pre-institution phase of this case beyond the two 5-page papers noted above (i.e., Petitioner's Reply and Patent Owner's Sur-Reply/Reply), unless the Board provides contrary instructions.

If the Board would like to convene a teleconference, the parties are available at the following dates/times and will provide additional availability if necessary:

1. Friday, April 22 at or after 1pm ET
2. Monday, April 26 at or after 1pm ET

Respectfully,

Kenneth Darby :: Principal :: Fish & Richardson P.C.
512 226 8126

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