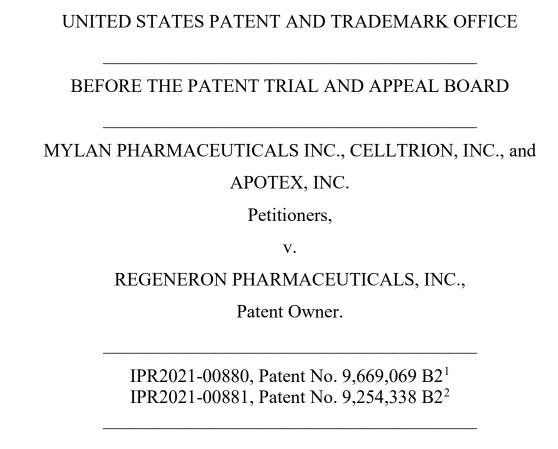
Paper 48 Date: March 23, 2022



Before ERICA A. FRANKLIN, JOHN G. NEW, and SUSAN L. C. MITCHELL, *Administrative Patent Judges*.

NEW, Administrative Patent Judge.

REVISED JOINT SCHEDULING ORDER³

³ This Scheduling Order sets due dates that are identical in the listed cases. The combined caption is for administrative convenience only and does not indicate that IPR2021-00880 and IPR2021-00881 have been joined. The



¹ IPR2022-00257 and IPR2022-00301 have been joined with this proceeding.

² IPR2022-00258 and IPR2022-00298 have been joined with this proceeding.

IPR2021-00880, Patent No. 9,669,069 B2 IPR2021-00881, Patent No. 9,254,338 B2

parties are not authorized to use this caption without express permission of the Board.



A. DUE DATES

This Revised Scheduling Order sets the remaining due dates for the parties to take action over the remaining course of this proceeding.

1. DUE DATE 2

Petitioners may file a reply to the Patent Owner's response. Petitioners may file an opposition to the motion to amend.

2. DUE DATE 3

Patent Owner may file a sur-reply to Petitioners' reply.

Patent Owner may also file either:

- a. a reply to the opposition to the motion to amend and preliminary board guidance (if provided); or
- b. a revised motion to amend.

NOTE: If Patent Owner files neither of the above papers (a reply to the opposition or a revised motion to amend), and the Board has issued preliminary guidance, Petitioners may file a reply to the preliminary guidance, no later than three (3) weeks after DUE DATE

3. Patent Owner may file a sur-reply to Petitioners' reply to the preliminary guidance no later than three (3) weeks after Petitioners' reply.

3. DUE DATE 4

Either party may file a request for oral argument (may not be extended by stipulation).



4. DUE DATE 5

Either party may file a motion to exclude evidence (37 C.F.R. § 42.64(c)).

Petitioners may file a sur-reply to the opposition to the motion to amend.

5. DUE DATE 6

Either party may file an opposition to a motion to exclude evidence.

Either party may request that the Board hold a pre-hearing conference.

6. DUE DATE 7

Either party may file a reply to an opposition to a motion to exclude evidence.

7. DUE DATE 8

The oral argument (if requested by either party) shall be held on this date. Approximately one month prior to the argument, the Board will issue an order setting the start time of the hearing and the procedures that will govern the parties' arguments.



DUE DATE APPENDIX

DUE DATE 2May 27, 2022
Petitioners' reply to Patent Owner's response to the petition
Petitioners' opposition to Patent Owner's motion to amend
DUE DATE 3July 6, 2022
Patent Owner's sur-reply to Petitioners' reply to the response to the petition
Patent Owner's reply to Petitioners' opposition to the motion to amend OR Patent Owner's revised motion to amend ⁴
DUE DATE 4July 8, 2022
Request for oral argument (may not be extended by stipulation)
DUE DATE 5July 20, 2022
Petitioners' sur-reply to the opposition to the motion to amend
Motion to exclude evidence
DUE DATE 6July 27, 2022
Opposition to motion to exclude
Request for pre-hearing conference
DUE DATE 7August 2, 2022
Reply to opposition to motion to exclude
DUE DATE 8August 10, 2022
Oral argument (if requested)

⁴ If Patent Owner files neither a reply to Petitioners' opposition to the MTA nor a revised MTA, the parties are directed to Section A(2) above.



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