From:	Trials
To:	Craig Tolliver
Cc:	Elizabeth O"Brien; Tom Dunham; Jason Bartlett; Ray Huang; Vincent Ma; John Heuton; Jorde Scott; Trials
Subject:	RE: IPRs 2021-01492, 2021-01493, 2022-00915, 2022-00916; Alignment of hearing dates
Date:	Friday, April 21, 2023 2:46:30 PM

Counsel,

From the Board –

We have reviewed the parties' request for a single coordinated hearing in these cases on June 9, 2023 and agree that this is an efficient approach for the hearing. Accordingly, we approve the request.

Please include the requested specific procedures for the coordinated hearing in the Requests for Oral Argument in the cases, which are due May 4, 2023. The proposed procedures should be consistent with those proposed in your April 20, 2023 email, including that the time required for the coordinated hearing will not be longer than that required if there were only a single petitioner.

Regards,

Esther Goldschlager
Supervisory Paralegal Specialist
Patent Trial & Appeal Board
U.S. Patent & Trademark Office

From: Craig Tolliver <ctolliver@ccrglaw.com>
Sent: Thursday, April 20, 2023 10:10 AM
To: Trials <Trials@USPTO.GOV>
Cc: Elizabeth O'Brien <elizabetho@cherianllp.com>; Tom Dunham <tomd@cherianllp.com>; Jason Bartlett <jbartlett@mkwllp.com>; Ray Huang <rhuang@mkwllp.com>; Vincent Ma <VMa@mkwllp.com>; John Heuton <jheuton@ccrglaw.com>; Jorde Scott <jscott@ccrglaw.com>
Subject: Re: IPRs 2021-01492, 2021-01493, 2022-00915, 2022-00916; Alignment of hearing dates

To the Honorable Board:

I write regarding IPRs 2021-01492 and 2021-01493 (both styled *Code200, UAB v. Bright Data Ltd.*), and IPRs 2022-00915 and 2022-00916 (both styled *Major Data UAB v. Bright Data Ltd.*). I represent the Code200 Petitioners, and have copied counsel for Petitioner Major Data UAB and Patent Owner Bright Data Ltd. on this email.

Counsel for all parties have conferred and agree to ask the Board to coordinate the hearing dates for the above four IPRs so that a single hearing would be held. The hearing date for IPRs 2022-00915 and 2022-00916 is currently scheduled for June 9, while the hearing date for IPRs 2021-

01492 and 2021-01493 is currently scheduled for June 29. Otherwise, the schedules are the same.

The parties propose a coordinated hearing on June 9, with the Code200 and Major Data Petitioners splitting the time for petitioner argument such that they would not take more total time for the petitioners' side than if there were only a single petitioner.

The parties agree that a coordinated hearing would be appropriate for at least three reasons, which are briefly stated below.

First, IPRs 2021-01492 and 2022-00915 both concern the same claims of Patent 10,257,319 and the same grounds of invalidity, while IPRs 2021-01493 and 2022-00916 both concern the same claims of Patent 10,484,510 and the same grounds of invalidity.

Second, the Petitions, Responses, and Replies filed in IPRs 2022-00915 and 2021-01492 ('319 patent) are substantially similar, while the Petitions, Responses, and Replies filed in IPRs 2022-00916 and 2021-01493 ('510 patent) are substantially similar. There are no substantive differences between the positions raised by the parties in the above sets of IPRs.

Third, the Board has recently heard argument regarding the same patents in IPRs 2022-00135 and 2022-00138.

Finally, the parties recognize that there is a difference between the panels in the above four IPRs, with two of the three Judges overlapping between the panels. The parties, of course, defer to the Board's decision about how logistically to coordinate the panels if the Board agrees that a single, coordinated hearing is appropriate.

The parties are prepared to file a joint/agreed motion or to participate in a teleconference with the Board in order to effectuate the above coordination of hearing dates, if the Board so desires.

Thank you,
Craig Tolliver

Craig Tolliver
CCRG
469-587-7263
ctolliver@ccrglaw.com