

**From:** [Trials](#)  
**To:** [John Heuton](#); [Trials](#)  
**Cc:** [Tom Dunham](#); [Elizabeth O'Brien](#); [Jorde Scott](#)  
**Subject:** RE: IPR2022-01109 and IPR2022-01110 -- Request for Replies to POPRs  
**Date:** Wednesday, September 28, 2022 8:33:32 AM

---

Petitioner is authorized to file a 5 page reply limited to discretionary denial issues, due by October 11, 2022. Patent Owner may file a 5 page sur-reply limited to issues addressed in Petitioner's reply, due by October 25, 2022.

Thank you,

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

---

**From:** John Heuton <jheuton@ccrqlaw.com>  
**Sent:** Thursday, September 22, 2022 3:12 PM  
**To:** Trials <Trials@USPTO.GOV>  
**Cc:** Tom Dunham <tomd@cherianllp.com>; Elizabeth O'Brien <elizabetho@cherianllp.com>; Jorde Scott <jscott@ccrqlaw.com>  
**Subject:** IPR2022-01109 and IPR2022-01110 -- Request for Replies to POPRs

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

To the Honorable Patent Trial and Appeal Board:

Petitioners hereby request authorization from the Board to file a five-page Reply to Patent Owner's Preliminary Response (POPR) in IPR2022-01109 and IPR2022-01110 limited to addressing the *Fintiv* and *General Plastics* factors in view of Director Vidal's August 23, 2022 *sua sponte* Decision vacating the denial of institution in IPR2022-00861 and IPR2022-00862, attached hereto, which published after Petitioners filed the present IPRs, Motions for Joinder, and Replies in Support of Motions for Joinder in the present IPRs.

Counsel for Patent Owner, copied here, has advised that Patent Owner opposes this request.

Best regards,

John Heuton  
Of Counsel  
**Charhon Callahan Robson & Garza, PLLC**  
3333 Lee Parkway, Suite 460  
Dallas, Texas 75219  
Phone: (214) 521-6400

Fax: (214) 764-8392

[jheuton@ccrglaw.com](mailto:jheuton@ccrglaw.com)

CONFIDENTIALITY NOTICE: THIS MESSAGE IS CONFIDENTIAL, INTENDED FOR THE NAMED RECIPIENT(S) AND MAY CONTAIN INFORMATION THAT IS (I) PROPRIETARY TO THE SENDER, AND/OR, (II) PRIVILEGED, CONFIDENTIAL, AND/OR OTHERWISE EXEMPT FROM DISCLOSURE UNDER APPLICABLE STATE AND FEDERAL LAW. IF YOU ARE NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE (I) NOTIFY US IMMEDIATELY BY REPLY E-MAIL, (II) REMOVE IT FROM YOUR SYSTEM, AND (III) DESTROY THE ORIGINAL TRANSMISSION AND ITS ATTACHMENTS WITHOUT READING OR SAVING THEM. THANK YOU.