

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

B.E. TECHNOLOGY, L.L.C.,

Plaintiff,

v.

SAMSUNG TELECOMMUNICATIONS  
AMERICA, LLC,

Defendant.

Civil Action No. 12-cv-02824-JPM-cgc

**JURY TRIAL DEMANDED**

B.E. TECHNOLOGY, L.L.C.,

Plaintiff,

v.

SAMSUNG ELECTRONICS AMERICA  
INC.,

Defendant.

Civil Action No. 12-cv-02825-JPM-tmp

**JURY TRIAL DEMANDED**

**NOTICE OF CORRECTION**

Defendants Samsung Electronics America, Inc. (“SEA”) and Samsung Telecommunications America, LLC (“STA”, collectively, with SEA, “Samsung”) notify the Court that the Memorandum in Support of their Motion to Stay Pending *Inter Partes* Review filed with the Court on November 22, 2013 [Case No. 2:12-cv-2824 (Doc. 63-1); Case No. 2:12-cv-2825 (Doc. 66-1)] contains a time-period miscalculation that warrants correction. The miscalculation was made in the following two sentences of the Memorandum:

- “If B.E. chooses to file a preliminary response to any of the petitions against the ’290 patent, B.E. must file such a response *within three months of being served with the petition—i.e., between January 7 and January 9, 2014*, depending on the petition. See 35 U.S.C. § 313; 37 C.F.R. § 42.107(b).” (Samsung’s Memo. in Support of Mot. to Stay Pending *Inter Partes* Review, at 4 (emphasis added));

- “[t]he PTO is statutorily obligated to grant or deny each of Defendants’ petitions within six months of its filing—i.e., *between April 7 and April 9, 2014*. 35 U.S.C. § 314(b).” (*Id.* (emphasis added)).

The corrected Memorandum—attached hereto—will replace those statements with a statement that B.E.’s response is due “no later than three months after the date of a notice indicating that the request to institute an *inter partes* review has been granted a filing date.” 37 CFR 42.107(b).

It will also state that B.E.’s response is thus due on January 15, 2014, and that, as a result, the PTO’s decision granting or denying the petitions is due by April 15, 2014.

Samsung hereby re-files the Memorandum in Support of their Motion to Stay Pending *Inter Partes* Review (attached hereto).

**DATE: November 29, 2013**

Respectfully submitted,

/s/ Jonathan E. Nelson

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**CERTIFICATE OF SERVICE**

The foregoing document was filed under the Court's CM/ECF system, automatically effecting service on counsel of record for all other parties who have appeared in this action on the date of such service.

*/s/ Jonathan Nelson* \_\_\_\_\_

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