

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ROKU, INC. and VIZIO, INC.,
Petitioner,

v.

ANCORA TECHNOLOGIES, INC.,
Patent Owner.

IPR2021-01406
Patent 6,411,941 B1

Before THU A. DANG, KEVIN W. CHERRY, and RYAN H. FLAX,
Administrative Patent Judges.

DANG, *Administrative Patent Judge.*

ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5

I. BACKGROUND

On July 23, 2025, the U.S. Court of Appeals for the Federal Circuit (Federal Circuit) issued a mandate following a remand and returned jurisdiction to the Board in IPR2021-01338 and IPR2021-01406. Pursuant to the Board's SOP 3, the parties met and conferred in advance of proposing procedures and schedule on remand. On August 15, 2025, the Board conducted a conference call with counsel for Petitioners Nintendo Co., LTD and Nintendo of American Inc. ("Nintendo") for IPR2021-01338, Roku, Inc. ("Roku") and VIZIO, Inc. ("VIZIO") for IPR2021-01406, and Ancora Technologies, Inc ("Ancora" or "Patent Owner") to discuss the parties' proposed remand procedures. A court reporter was present on the call and a transcript of the call will be entered into the record upon its filing by the parties. This Order serves as the official record of the teleconference and establishes the procedure and schedule for the remanded proceeding.

II. DISCUSSION

The parties agree on the following procedures and schedule, and they are acceptable to the Board:

- 1) Within two weeks after the teleconference, the parties may each concurrently file a respective 10-page brief addressing the effect of the Federal Circuit's decision on the outcome of this *inter partes* review, in particular, addressing the impact of Patent Owner's licensing evidence.
- 2) Two weeks after opening briefs are filed, the parties may each concurrently file a respective 5-page responsive brief.
- 3) No additional evidence is to be submitted.

- 4) There will be no oral hearing.

III. ORDER

Accordingly, it is

ORDERED that parties' proposed remand procedures, as set forth above, are *granted*;

FURTHER ORDERED that the parties' respective opening briefs on remand shall be limited to 10 pages and may be filed no later than August 29, 2025; and

FURTHER ORDERED that the parties' respective responsive briefs shall be limited to 5 pages and may be filed no later than September 12, 2025.

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FOR PETITIONER:

Jon Wright
Lestin Kenton
Dohm Chankong
Richard Crudo
STERNE, KESSLER, GOLDSTEIN & FOX PLLC
jwright-ptab@sternekessler.com
lkenton-ptab@sternekessler.com
dchankong-ptab@sternekessler.com
rcrudo-ptab@sternekessler.com

FOR PATENT OWNER:

David Gosse
Nicholas Peters
Karen Wang
FITCH, EVEN, TABIN & FLANNERY LLP
dgosse@fitcheven.com
ntpete@fitcheven.com
kwang@fitcheven.com