

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Skywalker Holdings, LLC
Petitioner

v.

Board & Batten International Inc.
Patent Owner

Patent No. 7,854,687
Issued: December 21, 2010
Filed: December 9, 2004

Title: TRAMPOLINE AND ENCLOSURE SYSTEM

Inter Partes Review No. IPR2023-00350

NOTICE OF STIPULATED EXTENSION TO DUE DATE 1

Pursuant to the Scheduling Order entered July 18, 2023, the Board provided that “The parties may stipulate different dates for DUE DATES 1, 5, and 6 ... A notice of the stipulation, specifically identifying the changed due dates, must be promptly filed.”

The parties are presently engaged in settlement discussions. To provide the parties sufficient time to complete settlement negotiations and potentially resolve this dispute without the need to pursue further, the parties have stipulated to a 30-day extension of Due Date 1 (Patent Owner’s Response to the Petition and Patent Owner’s Motion to Amend the Patent). As such, the parties hereby provide notice of the amended schedule as set forth on the following page (with the only change made to DUE DATE 1):

DUE DATE 1 November 9, 2023

Patent Owner's response to the petition
Patent Owner's motion to amend the patent

DUE DATE 2 January 2, 2024

Petitioner's reply to Patent Owner's response to petition
Petitioner's opposition to motion to amend

DUE DATE 3 February 13, 2024

Patent Owner's sur-reply to reply
Patent Owner's reply to opposition to motion to amend
(or Patent Owner's revised motion to amend)

DUE DATE 4 March 5, 2024

Request for oral argument (may not be extended by stipulation)

DUE DATE 5 March 26, 2024

Petitioner's sur-reply to reply to opposition to motion to amend
Motion to exclude evidence

DUE DATE 6 April 2, 2024

Opposition to motion to exclude
Request for prehearing conference

DUE DATE 7 April 9, 2024

Reply to opposition to motion to exclude

DUE DATE 8 April 16, 2024

Oral argument (if requested)

Date: October 4, 2023

/Kelly J. Kubasta/
KELLY J. KUBASTA – Lead Counsel
Reg. No. 44,196
ROBERT P. LORD
Reg. No. 46,479
Ferguson Braswell Fraser Kubasta PC
2500 Dallas Parkway, Suite 600
Plano, TX 75093

COUNSEL FOR PATENT OWNER

/Brian D. Tucker/
BRIAN D. TUCKER – Lead Counsel
Reg. No. 61,550
MICHAEL A. EIXENBERGER
Reg. No. 76,651
Kirtan McConkie PC
36 S. State Street, #1900
Salt Lake City, UT 84111

COUNSEL FOR PETITIONER

CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e)(1))

The undersigned hereby certifies that the above document was served on October 4, 2023, by filing this document through the Patent Trial and Appeal Case Tracking System, as well as delivering a copy via electronic mail upon the following attorneys of record for the Petitioner:

Brian D. Tucker (Reg. No. 61,550)

btucker@kmclaw.com

Michael A. Eixenberger (Reg. No. 76,651)

meixenberger@kmclaw.com

ipdocket@kmclaw.com

Kirton McConkie PC

36 S. State Street, #1900

Salt Lake City, UT 84111

Date: October 4, 2023

/Kelly J. Kubasta/

KELLY J. KUBASTA – Lead Counsel

Reg. No. 44,196

Ferguson Braswell Fraser Kubasta PC

2500 Dallas Parkway, Suite 600

Plano, TX 75093

COUNSEL FOR PATENT OWNER