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Paper 15
Entered: October 12, 2023

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PAINTEQ, LLC,
Petitioner,

v.

ORTHOCISION, INC.,
Patent Owner.

IPR2023-00451
Patent 11,083,511 B2

Before ZHENYU YANG, JAMES A. WORTH, and MICHAEL A. VALEK, *Administrative Patent Judges*.

VALEK, *Administrative Patent Judge.*

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

On October 11, 2023, a conference call was held with counsel for both parties to discuss the schedule in view of Patent Owner's decision not to file a response in this proceeding. During the call, Patent Owner confirmed that it had waived its right to file a response and motion to amend and did not intend to file any of the other papers contemplated in the Scheduling Order (Paper 12). Patent Owner further indicated that it would not request adverse judgment under 37 C.F.R. § 42.73(b) and that the case should proceed to a final written decision on the current record. Petitioner similarly indicated that it would not file additional briefing or request oral argument and that the record was complete such that the case is ready to proceed to a final written decision on the merits.

In view of the foregoing, it is hereby:

ORDERED that DUE DATES 2–8 in the Scheduling Order (Paper 12) are cancelled. The record is complete and a final written decision will be entered in due course.

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