

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NANOBEBE US INC.,
Petitioner,

v.

MAYBORN (UK) LIMITED,
Patent Owner.

IPR2023-00465 (Patent 11,207,244 B2)
IPR2023-00467 (Patent 10,952,930 B2)¹

Before ULRIKE W. JENKS, MICHAEL L. WOODS, and
CYNTHIA M. HARDMAN, *Administrative Patent Judges*.

WOODS, *Administrative Patent Judge*.

ORDER
Sua Sponte Authorizing Additional Briefing
37 C.F.R. § 42.20(d)

¹ This Order applies to both proceedings. The parties are not authorized to use this heading without express permission from the Board.

In its Preliminary Responses, Patent Owner argues that the Board should deny institution under *General Plastic*. See Paper 6², 7–21 (citing *General Plastic Industrial Co., Ltd. v. Canon Kabushiki Kaisha*, IPR2016-01357, Paper 19 at 18 (PTAB Sept. 6, 2017) (precedential)).

In order to fully address Patent Owner’s *General Plastic* argument, we *sua sponte* authorize Petitioner to file a reply to this issue, as set forth below. See 37 C.F.R. § 42.20(d) (“The Board may order briefing on any issue involved in the trial.”).

We also authorize Patent Owner to file a sur-reply in response to the reply, if filed, as also set forth below.

Accordingly, it is:

ORDERED that Petitioner is authorized to file a reply to the Patent Owner’s Preliminary Response, limited to addressing Patent Owner’s *General Plastic* argument (see Paper 6, 7–21);

FURTHER ORDERED that any reply filed by Petitioner shall be five pages or less and is due by May 5, 2023; and

FURTHER ORDERED that Patent Owner may file a sur-reply in response to the reply, if filed, and such sur-reply shall be five pages or less and is due by May 12, 2023.

² Similar papers were filed in each proceeding. For simplicity, we cite to the papers filed in IPR2023-00467.

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