

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD., and
SAMSUNG ELECTRONICS AMERICA, INC.,
Petitioner,

v.

APEX BEAM TECHNOLOGIES LLC,
Patent Owner.

IPR2023-00601
IPR2023-00602
Patent 10,568,113 B2

Before JOHN D. HAMANN, SEAN P. O'HANLON, and
SCOTT RAEVSKY, *Administrative Patent Judges*.

RAEVSKY, *Administrative Patent Judge*.

ORDER
Consolidation of Proceedings
37 C.F.R. § 42.122(a)

IPR2023-00601
IPR2023-00602
Patent 10,568,113 B2

We recently instituted *inter partes* reviews in each of the above-listed proceedings. IPR2023-00601, Paper 11 (PTAB Oct. 3, 2023); IPR2023-00602, Paper 11 (PTAB Oct. 3, 2023). These two proceedings involve the same parties, the same patent, and overlapping prior art. On October 27, 2023, Petitioner emailed the Board to request authorization to file a motion to consolidate these cases. Patent Owner did not oppose. We informed the parties that we granted Petitioner's unopposed request to consolidate these cases, without requiring Petitioner to file a motion.

Petitioner's email indicated that "[t]he parties do not have a preference on whether the consolidation applies to the entirety of the proceedings or to the final written decisions only." We exercise our discretion to apply the consolidation to the final written decisions only. We will issue a single final written decision that applies to both cases. These cases will otherwise remain separate, and the parties should continue to file separate papers in both cases. We note that the schedules of these cases are already the same, including the hearing, which will be a single consolidated hearing.

Accordingly, it is:

ORDERED that the trial of IPR2023-00602 is consolidated with the trial of IPR2023-00601 as set forth above.

IPR2023-00601
IPR2023-00602
Patent 10,568,113 B2

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