

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

QUASAR SCIENCE LLC,
Petitioner,

v.

COLT INTERNATIONAL CLOTHING, INC. d/b/a COLT LED,
Patent Owner.

IPR2023-00611 (Patent 10,197,224 B1)
IPR2023-00613 (Patent 10,411,582 B1)
IPR2023-00614 (Patent 10,566,895 B1)¹

Before GEORGIANNA W. BRADEN and ROBERT J. WEINSCHENK,
Administrative Patent Judges.

WEINSCHENK, *Administrative Patent Judge.*

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

¹ This Order pertains to all of these cases. Therefore, we exercise our discretion to issue a single Order to be filed in each case. The parties are not authorized to use this style heading for any subsequent papers.

IPR2023-00611 (Patent 10,197,224 B1)
IPR2023-00613 (Patent 10,411,582 B1)
IPR2023-00614 (Patent 10,566,895 B1)

I. INTRODUCTION

On December 8, 2023, Judge Weinschenk held a telephone conference call with counsel for Quasar Science LLC (“Petitioner”) and counsel for Colt International Clothing, Inc. d/b/a Colt LED (“Patent Owner”). This Order summarizes statements made during the conference call.

II. ANALYSIS

We previously authorized Patent Owner to file a 10-page motion for additional discovery by November 20, 2023, and we authorized Petitioner to file a 10-page opposition to Patent Owner’s motion by December 1, 2023. We did not authorize Patent Owner to file a reply to Petitioner’s opposition. Nonetheless, on December 3, 2023, Patent Owner filed a reply. During the conference call, both parties stated that they prefer we expunge the reply from the record, rather than allow the reply and authorize a sur-reply. In fact, Patent Owner expressly withdrew the reply. Thus, we will expunge Patent Owner’s reply from the record.

III. ORDER

It is hereby

ORDERED that Patent Owner’s reply in the above-identified cases (IPR2023-00611, Paper 23; IPR2023-00613, Paper 22; IPR2023-00614, Paper 21) is expunged from the record.

IPR2023-00611 (Patent 10,197,224 B1)
IPR2023-00613 (Patent 10,411,582 B1)
IPR2023-00614 (Patent 10,566,895 B1)

For PETITIONER:

David M. Magee
Marc Vander Tuig
Kyle G. Gottuso
ARMSTRONG TEASDALE LLP
dmagee@atllp.com
mvandertuig@atllp.com
kgottuso@atllp.com

For PATENT OWNER:

David L. Hoffman
NOLAN HEIMANN LLP
dhoffman@nolanheimann.com

Everett Diederiks
Nicholas Whitelaw
DIEDERIKS & WHITE LAW, PLC
ediederiks@dwpatentlaw.com
nwhitelaw@dwpatentlaw.com