

From: [Trials](#)
To: [Carrano, Aliza George](#); [Trials](#)
Cc: [Christine E. Lehman](#); [Michael Matulewicz-Crowley](#); ["Naveed Hasan"](#); [Jaime Cardenas-Navia](#); [RJ_VideoLabs-Netflix](#); [Mukerji, Indranil \(Indy\)](#); [Marshall, Steve](#); [Netflix-VL_WFG](#)
Subject: RE: IPR2023-00628 - Netflix, Inc. v. VideoLabs, Inc.
Date: Tuesday, October 31, 2023 9:12:39 AM

*** **EXTERNAL EMAIL** ***

Counsel,

The Board grants Petitioner's request to file a motion to submit supplemental information.

Regards,

Esther Goldschlager
Supervisory Paralegal Specialist
Patent Trial & Appeal Board
U.S. Patent & Trademark Office

From: Carrano, Aliza George <ACarrano@willkie.com>
Sent: Friday, October 27, 2023 4:43 PM
To: Trials <Trials@USPTO.GOV>
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Subject: IPR2023-00628 - Netflix, Inc. v. VideoLabs, Inc.

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Dear Board,

Pursuant to 37 C.F.R. §42.123(a)(1), Petitioner requests authorization from the Board to file a motion to submit supplemental information. The motion will explain that the petition, including the supporting exhibits and declaration submitted on February 22, 2023, include sufficient analysis to describe how amended claims 1 and 8 of the '790 patent have been met. The motion may include a short declaration from Petitioner's expert confirming the same.

The parties met and conferred on October 26, 2023, and Patent Owner opposes this request. There is no need or cause for supplemental information or evidence (an additional expert declaration) because Petitioner's purported purpose is to show that the Petition *already* contains "sufficient analysis to describe how amended claims 1 and 8 of the '790 patent have been met"—not submit

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Netflix. Ex. 1028

additional evidence with that analysis. Petitioner also has yet to submit its Reply. Patent Owner will be prepared to explain its opposition should the Board order briefing or a hearing.

Petitioner and Patent Owner are available for a teleconference with the Board during the following times:

- Monday, Oct. 30: 1 – 3 pm ET
- Tuesday, Oct. 31: 1 – 3 pm ET
- Wednesday, Nov. 1: 11 am – 1 pm ET

Best regards,
Aliza

Aliza George Carrano

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