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**To:** Trials  
**Cc:** STiller@whitefordlaw.com; IPR36137-0024IP2; IPR36137-0027IP2; Stone, Gregory; Mazzeo, Lynn; AXF-PTAB; Andrew Patrick; Michael Zoppo; Thomas Rozylowicz  
**Subject:** Request for Reply briefing in United Services Automobile Association v. Auto Telematics Ltd., Case Nos. IPR2023-00912 and -00858  
**Date:** Friday, October 20, 2023 1:21:15 PM

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Your Honors,

Petitioner respectfully requests authorization for briefing in the form of a 5-page Reply to Patent Owner's Preliminary Response ("POPR") in each of IPR2023-00912 and IPR2023-00858. If Petitioner's request is granted, Petitioner does not oppose Patent Owner's submission of equivalent Sur-Replies, and Petitioner respectfully submits that no new evidence should accompany either the Replies or Sur-Replies.

If briefing is granted, Petitioner requests to address the following aspects of the POPR.

1. The manner in which priority document P3 is alleged to support claim elements [6.9]/[7.9] (e.g., "wherein the driving information comprises at least one of a driving score and sensor data captured and processed by the remote mobile telecommunications device during a driving period during which the remote mobile telecommunications device is removably attached to the vehicle being driven by the driver"), [6.10]/[7.10] ("the data logging system being further arranged to process the driving information logged to a corresponding account to generate a driving score used to determine a risk profile for at least one of the vehicle and driver"), and [7.11] ("wherein the driving score is used to define an insurance premium associated with the account and the data logging system is further arranged to communicate to the remote mobile telecommunication device an insurance offer generated in response to the driving information received from the remote mobile telecommunications device") for the '271 patent; and claim elements [1.10]/[21.9]/[46.12]/[51.9]/[54.10]/[55.11] (e.g., "generate a driving score associated with a particular driver") for the '879 patent.
2. The manner in which P3 is alleged to support claim elements [1.6]/[4.6] ("determine, based on inputs received by the user interface and sensor data from the sensor set, a start of a driving period during which the mobile device is removably attached to the vehicle and the vehicle is in use") for claims 1 and 4 of the '271 patent.

Mindful of the Board's direction to reserve substantive arguments for a Board call and subsequent briefing, Petitioner remains willing to offer further detail during a Board call, including the unforeseeable nature of POPR arguments addressed by the proposed request.

In connection with this request, Petitioner proposes the briefing schedule outlined below. Further, if this request is granted, Petitioner is amenable to extending the due dates for Patent Owner's future POPRs by up to two weeks, if desired by Patent Owner and acceptable to the Board.

| IPR Proceeding | Preliminary Response Filed | Institution Deadline | Petitioner's Reply Deadline                        | Patent Owner's Sur-Reply Deadline            |
|----------------|----------------------------|----------------------|----------------------------------------------------|----------------------------------------------|
| IPR2023-00912  | 9/21/23                    | 12/21/23             | Within 1 business day of the Board's authorization | Within 5 business days of Petitioner's Reply |
| IPR2023-00858  | 8/31/23                    | 12/1/23              | Within 1 business day of the Board's authorization | Within 5 business days of Petitioner's Reply |

Petitioner and Patent Owner have conferred. Patent Owner offered, "Patent Owner objects to this request," without further explanation.

Should the Board desire a call to discuss this request, the parties are mutually available from 10 AM to 5 PM Eastern on October 25th. If October 25th is inconvenient for the Board, the parties will confer and offer additional times of availability.

Respectfully,  
Jenny Huang  
Counsel for Petitioner USAA

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