

From: [Shipe, Steven](#)
To: [Trials](#); [Carrillo, Michael](#); meredith@addyhart.com
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Subject: Re: IPR2023-00918, -00919
Date: Sunday, July 21, 2024 3:57:41 PM

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Honorable members of the Panel:

The parties have met and conferred, and jointly propose that independent hearings being held for the -00918, and -00919 proceedings, in series, in that order, for the sake of avoiding confusion of the issues.

Additionally, the parties have each entered Requests for Hearing indicating each party's individual preference regarding in-person or remote hearings.

Should the Panel desire, the parties each confirm their availability for a conference call with the Panel on any of Wednesday (7/24) at 3pmET, Thursday (7/25) at 2pmET, or Friday (7/26) at 1pmET, or otherwise as required.

Respectfully,

Steven D. Shipe | Partner

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From: Trials <Trials@USPTO.GOV>
Sent: Monday, July 15, 2024 4:44 PM
To: Carrillo, Michael <Michael.Carrillo@btlaw.com>; meredith@addyhart.com <meredith@addyhart.com>
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Subject: [EXTERNAL] IPR2023-00918, -00919

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Counsel:

From the Board –

Oral argument is scheduled to take place on September 4, 2024, in both IPR2023-00918 and IPR2023-00919. The Board intends to schedule the oral arguments for both cases to occur in a single hearing session.

Each of the parties has requested an hour of argument time in each case. *See* IPR2023-00918, Papers 16, 17; IPR2023-00919, Papers 16, 17.

In instances where oral arguments in two cases will be heard in the same session, and where there is little overlap of issues between the cases, the hearing session would typically be arranged to have the cases argued separately, in distinct time segments.

In regard to IPR2023-00918 and IPR2023-00919, where there are a number of overlapping issues, the parties might prefer a different arrangement.

Accordingly, the parties shall meet and confer, in order to develop a joint proposed plan for the total time of the hearing session.

For example, the parties might jointly propose presenting arguments in a single consolidated hearing for the two cases simultaneously (resulting in a single transcript for use in both cases). If so, the parties shall specify the amount of total presentation time (including any rebuttal and sur-rebuttal) that each party requests for such a consolidated hearing. As an alternative example, the parties might jointly propose that each of IPR2023-00918 and IPR2023-00919 be heard independently, each in a distinct time segment. Still further, the parties might prefer, and jointly propose, some other arrangement.

The parties shall inform the Board of their joint proposal, on or before July 22, 2024.

Regards,

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

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