

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DURATION MEDIA LLC,
Petitioner,

v.

RICH MEDIA CLUB LLC,
Patent Owner.

IPR2023-00953
Patent 11,443,329 B2

Before KARL D. EASTHOM, MICHAEL J. FITZPATRICK, and
JASON M. REPKO, *Administrative Patent Judges*.

FITZPATRICK, *Administrative Patent Judge*.

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

On August 7, 2024, we entered a Final Written Decision determining that Petitioner, Duration Media LLC, had failed to prove that claims 1–10 of U.S. Patent No. 11,443,329 B2 were unpatentable as challenged. Paper 71 (Board and Parties only); Paper 74 (re-entered and made publicly available).

On August 16, 2024, Petitioner filed a Request for Director Review of the Final Written Decision. Paper 73. Patent Owner, Rich Media Club LLC, opposed the Request. Paper 77.

On December 12, 2024, Director Vidal granted the Request, vacated the Final Written Decision, and remanded back to us for further proceedings. Paper 78. On remand, “[t]he Board shall consider all remaining necessary issues, and determine whether Petitioner has shown, by a preponderance of the evidence, that claims 1–10 of the ’329 patent would have been obvious.” *Id.* at 13.

We will do so in due course and enter a new final written decision as soon as practical and no later than June 12, 2025.

No additional briefing is necessary or authorized.

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FOR PETITIONER:

Kevin Greenleaf
Joel Bock
DENTONS US LLP
kevin.greenleaf@dentons.com
joel.bock@dentons.com

FOR PATENT OWNER:

Ragnar Olson
David Berten
Alison A. Richards
Hannah Sadler
GLOBAL IP LAW GROUP, LLC
rolson@giplg.com
dberten@giplg.com
arichards@giplg.com
hsadler@giplg.com