

Subject: RE: IPR2023-00991: Request for Authorization to File Preliminary Reply and Preliminary Sur-Reply
Date: Friday, September 22, 2023 at 1:11:30 PM Pacific Daylight Time
From: Trials
To: Kaiser, Jessica, Trials
CC: Michelle Armond, Staubach, Lindsey, Douglas Wilson, Josepher Li, BeSang IPR
Attachments: image001.png

Counsel,

From the Board –

Petitioner is authorized to file the requested preliminary reply and Patent Owner is authorized to file the requested preliminary sur-reply. Both papers shall be limited to addressing the issues outlined in Petitioner's email of September 20, 2023, and are due on or before the dates outlined therein.

Regards,

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

From: Kaiser, Jessica <Jessica.Kaiser@arnoldporter.com>
Sent: Wednesday, September 20, 2023 3:49 PM
To: Trials <Trials@USPTO.GOV>
Cc: michelle.armond@armondwilson.com; Staubach, Lindsey <Lindsey.Staubach@arnoldporter.com>; Douglas Wilson <doug.wilson@armondwilson.com>; Josepher Li <Josepher.li@armondwilson.com>; BeSang IPR <besang-ipr@armondwilson.com>
Subject: IPR2023-00991: Request for Authorization to File Preliminary Reply and Preliminary Sur-Reply

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Dear Honorable Board,

For the above-referenced case (IPR2023-00991), Intel makes an unopposed request for authorization to file a 5-page preliminary reply to BeSang's preliminary response due one week after the Board's grant of authorization. Intel's preliminary reply would be limited to addressing BeSang's arguments as to discretionary denial under *Fintiv* and *General Plastic*. BeSang likewise makes an unopposed request for authorization to file a 5-page preliminary sur-reply limited to addressing the issues raised in Intel's preliminary reply and due one week after Intel's preliminary reply is filed.

Good cause exists for this preliminary reply, including certain changed circumstances based on developments in the district court litigation against Intel, such as the district court's stay pending BeSang's motion to disqualify and certain of BeSang's arguments as to these discretionary doctrines. Intel has not provided additional detail here to avoid including argument in email, but can provide additional detail on a conference call if the Board deems necessary to consider this unopposed request.

Should the Board desire a call, the parties will confer and offer times of joint availability.

Best regards,

Jessica Kaiser
Partner | [Bio](#)

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