

From: [Trials](#)
To: [Jason Wejnert](#); [Trials](#)
Cc: [Biggs, Brian](#); [Neil Benchell](#); [Middleton, Matthew](#)
Subject: RE: IPR2023-01031; -01224; -01234: Proposed motions to extend time to file Patent Owner Preliminary Response
Date: Tuesday, November 14, 2023 10:23:26 AM

Counsel,

The Panel in each of the proceedings extends the due date to file a Patent Owner's Preliminary Response by seven (7) calendar days. No further requests for extensions of time due to settlement talks will be granted in these proceedings.

Regards,

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

From: Jason Wejnert <jwejnert@devlinlawfirm.com>
Sent: Monday, November 13, 2023 2:20 PM
To: Trials <Trials@USPTO.GOV>
Cc: Biggs, Brian <Brian.Biggs@us.dlapiper.com>; Neil Benchell <nbenchell@devlinlawfirm.com>; Middleton, Matthew <Matthew.Middleton@us.dlapiper.com>
Subject: IPR2023-01031; -01224; -01234: Proposed motions to extend time to file Patent Owner Preliminary Response

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Attn: Patent Board

Patent Owner Michigan Motor Technologies has proposed, and Petitioner BMW NA has agreed, to extend the time to file a Patent Owner Preliminary Response by 7 days each for the following IPRs:

IPR2023-01031 (POPR due Nov. 14, 2023)
IPR2023-01234 (POPR due Nov. 16, 2023)
IPR2023-01224 (POPR due Nov. 30, 2023)

Patent Owner MMT is in discussions with Petitioner BMW NA to dismiss the pending lawsuit Michigan Motor Technologies LLC, v Bayerische Motoren Werke AG, and BMW of North America, LLC Civil Action No. 1:22-cv-3804-SCS-MV in the Northern District of Illinois. No settlement agreement has been reached yet.

In addition, the patents under petition for the listed IPRs are all expired and have been found invalid under 35 U.S.C. 101 in the pending lawsuit above.

Patent Owner respectfully requests permission from the Patent Board to file appropriate motions to extend time to file POPRs for the respective IPR petitions listed herein.

Please let me know if there are any questions or issues to discuss.

Regards,

Jason Wejnert



Jason Wejnert

1526 Gilpin Ave, Wilmington, DE 19806

☎ (630) 388-8751 📠 (302) 449-9010

Admitted in Illinois

Not Admitted in DE