

From: [Trials](#)
To: [Tim Riffe](#); [Sweeney, Karen](#); jhenry@rameyfirm.com; wramey@rameyfirm.com
Cc: [Trials](#); [Adam Shartzter](#); [Ruffin Cordell](#); [Jack R. Wilson](#); [Daniel Lee](#)
Subject: RE: Petition IPR2023-01116 challenging 9,392,302
Date: Tuesday, January 9, 2024 1:16:02 PM

Good afternoon Mr. Riffe, it was determined in this case that Patent Owner was not in receipt of the original Notice of Filing Date Accorded. The Patent Owner information relied upon in PTACTS at issuance was inaccurate. The Notice was generated to provide PO counsel in a related case (IPR2023-00652) of the pending case in this matter. The dates are reset by today's filing; the determination was made by the judge panel.

Thank you,
Eric W. Hawthorne
Supervisory Paralegal Specialist
Patent Trial and Appeal Board

From: Tim Riffe <riffe@fr.com>
Sent: Tuesday, January 9, 2024 12:53 PM
To: Sweeney, Karen <Karen.Sweeney@USPTO.GOV>; jhenry@rameyfirm.com; wramey@rameyfirm.com
Cc: Trials <Trials@USPTO.GOV>; Adam Shartzter <shartzter@fr.com>; Ruffin Cordell <RBC@fr.com>; Jack R. Wilson <jwilson@fr.com>; Daniel Lee <lee@fr.com>
Subject: RE: Petition IPR2023-01116 challenging 9,392,302

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Dear. Ms. Sweeney,

We are in receipt of the Notice of Filing Date accorded dated January 9, 2024. This appears to be the second Notice of Filing Date accorded issued in this proceeding. The first Notice was mailed on August 15, 2023 and set the time for Patent Owner to file its Preliminary Response to the Notice as November 15, 2023.

Upon review of the file, we do not see any additional communications with the Board that would have necessitated this second Notice being issued. Accordingly, Petitioner respectfully requests further clarification as to why the Board issued this second Notice of Filing Date accorded, and whether the dates have been reset as well.

Respectfully submitted,
Tim Riffe
Counsel for Petitioner

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From: Sweeney, Karen <Karen.Sweeney@USPTO.GOV>
Sent: Tuesday, January 9, 2024 12:13 PM
To: jhenry@rameyfirm.com; wramey@rameyfirm.com
Cc: Trials <Trials@USPTO.GOV>; Adam Shartzter <shartzter@fr.com>; Ruffin Cordell <RBC@fr.com>;
Tim Riffe <riffe@fr.com>; Jack R. Wilson <jwilson@fr.com>; Daniel Lee <lee@fr.com>
Subject: Petition IPR2023-01116 challenging 9,392,302

[This email originated outside of F&R.]

Counsel,

The attached was entered in IPR2023-01116 challenging patent 9,392,302.

Regards,

Karen I. Sweeney
Paralegal Specialist
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
Phone: (571) 272-4673
Email: Karen.Sweeney@uspto.gov

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