

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TEXTRON SPECIALIZED VEHICLES INC.,
Petitioner,

v.

SZ DJI TECHNOLOGY CO. LTD.,
Patent Owner.

IPR2023-01217
Patent 11,462,116 B2

Before FRANCES L. IPPOLITO, NATHAN A. ENGELS, and
JOHN R. KENNY, *Administrative Patent Judges*.

KENNY, *Administrative Patent Judge*.

ORDER
Conduct of the Proceedings
37 C.F.R. § 42.5(a)

Via email, Petitioner requests permission to file a 5-page preliminary reply to address Patent Owner's proposed construction for the claim term "restriction region." Ex. 3001. Patent Owner opposes and further objects to Petitioner's email as improperly containing substantive arguments in violation of Paper No. 3. *Id.*

We authorize Petitioner to file a preliminary reply of no more than FOUR pages addressing only Patent Owner's proposed construction for the claim term "restriction region." Petitioner shall file this preliminary reply within SIX business days of the issuance of this Order. Patent Owner is authorized to file a preliminary sur-reply, responding to Petitioner's preliminary reply, of no more than FOUR pages, within TWELVE business days from the issuance of this Order.

In addition, we agree with Patent Owner that Petitioner's email (Ex. 3001) contains substantive arguments, which we have not considered.

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Petitioner is cautioned not to include substantive arguments in future email requests. *See* Paper 3, 3.

It is so ORDERED.

PETITIONER:

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