
From: Trials <Trials@USPTO.GOV>
Sent: Thursday, January 11, 2024 1:06 PM
To: Specht, Kara; Trials; Lavenue, Lionel
Cc: Robert Auchter; bcooper@bc-lawgroup.com; Foras Counsel; BMW-Foras-IPR; Bell, Cory; Berntsen, Matthew; Kim, Misook; Zhang, Xirui
Subject: RE: IPR2023-01373



Counsel,

From the Board –

Petitioner is authorized to file a 10-page Preliminary Reply by Friday, January 19, 2024, limited to addressing Patent Owner's *Fintiv* arguments. Patent Owner is authorized to file a 10-page Preliminary Sur-reply responding to the Preliminary Reply by Friday, January 26, 2024.

Regards,

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

From: Specht, Kara <Kara.Specht@finnegan.com>
Sent: Thursday, January 4, 2024 4:56 PM
To: Trials <Trials@USPTO.GOV>
Cc: Robert Auchter <robert@auchterlaw.com>; bcooper@bc-lawgroup.com; Foras Counsel <Foras_Counsel@bc-lawgroup.com>; BMW-Foras-IPR <BMW-Foras-IPR@finnegan.com>
Subject: IPR2023-01373

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Dear Board -

Petitioners respectfully request a 15-page pre-institution reply in IPR2023-01373 to address Patent Owner's *Fintiv* arguments. Good cause exists for pre-institution briefing because facts relevant to the *Fintiv* factors have changed since the Petition's filing.

Patent Owner opposes this request. Petitioners will not oppose sur-reply by Patent Owner of equal length.

Should a call be helpful for the Board, counsel for Petitioners is available at the Board's convenience.

Best regards,

Kara Specht

Counsel for Petitioners

Kara Specht **Partner**

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