

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BOMBARDIER RECREATIONAL PRODUCTS INC.,¹
Petitioner,

v.

MHL CUSTOM, INC.
Patent Owner.

U.S. Patent No. 9,586,659
Case No. IPR2024-00085

JOINT PROPOSAL TO MODIFY SCHEDULING ORDER

¹ Bombardier Recreational Products Inc., who filed a petition in IPR2024-01107, is joined as petitioner in this proceeding. As provided in Order, Paper 32, dated January 23, 2025, Petitioner Foil Boarding Company, Inc. requested and the Panel authorized termination of the proceeding with respect to Foil Boarding Company, Inc.

On January 30, 2025, Petitioner Bombardier Recreational Products Inc.

(“BRP”) and Patent Owner MHL Custom, Inc. (“MHL”) (collectively, “the Parties”) attended a conference call with the Patent Trial and Appeal Board (“the Board”) to discuss the Parties’ proposal to modify the Scheduling Order in light of BRP’s joinder to the proceeding. At the request of the Board, the Parties, by and through their respective counsel of record, hereby file their joint proposal to modify the Scheduling Order as follows:

Due Date	Current Deadline	Proposed Deadline
Due Date 2	January 10, 2025	April 10, 2025
Due Date 3	February 3, 2025	May 19, 2025
Due Date 5	February 7, 2025	May 28, 2025
Due Date 6	February 13, 2025	June 4, 2025
Due Date 7	February 18, 2025	June 11, 2025
Due Date 8	March 19, 2025	A date between June 30-July 3

BRP and MHL jointly request that the above schedule be entered and that the statutory deadline for issuing a final determination be extended as necessary for good cause shown and due to joinder pursuant to 35 U.S.C. §§ 316(a)(11) and 37 C.F.R. § 42.200(c).

Finally, BRP recognizes that the Patent Owner has requested an oral argument (Due Date 4). BRP also requests oral argument to address the issues present in the

papers and any questions the panel may have once briefing is complete. BRP seeks guidance from the Panel as to whether an additional paper is required for a request for oral argument (Due Date 4), and the appropriate timing to do so.

Dated: January 31, 2025

Respectfully Submitted,

By: /David L. Cavanaugh/
David L. Cavanaugh (Reg. No. 36,476)
Counsel for Petitioner

CERTIFICATE OF SERVICE

I hereby certify that on February 3, 2025, I caused a true and correct copy of the Joint Proposal To Modify Scheduling Order to be served on Patent Owner via electronic mail to:

Robert J. Theuerkauf (rjt@grayice.com)

Megan E. Gibson (mgibson@grayice.com)

Eric S. Barr (ebarr@grayice.com)

A courtesy copy of the Joint Proposal To Modify Scheduling Order has been provided to Foil Boarding Company, Inc. via electronic mail to:

hunter@adamsiplaw.com

bridges@capitallegalgroup.com

/Alexander J. Nemtzow/
Alexander J. Nemtzow
(Reg. No. 82,130)