
From: Trials <Trials@USPTO.GOV>

Sent: Thursday, March 14, 2024 12:04 PM

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Subject: RE: IPR2024-00160; IPR2024-00161: Request for Leave to File Reply to Preliminary Response

Counsel,

From the Board –

Taking account of the information provided in Petitioner's email of March 13, 2024, the panel determines that additional briefing may be helpful to the Board in reaching a decision on institution in these cases. Therefore, we authorize Petitioner to file a reply in each of IPR2024-00160 and IPR2024-00161, limited to five (5) pages. Each reply brief is strictly limited to the issues identified in Petitioner's email for each case, and shall be filed no later than March 22, 2024. Within seven (7) business days of the filing of Petitioner's reply in IPR2024-00160 and IPR2024-00161, Patent Owner may file a sur-reply of five (5) pages in each case. Each sur-reply is strictly limited to issues raised in Petitioner's reply. No new evidence may accompany any brief authorized by this email, except that Petitioner shall file a copy of this email as an exhibit to each reply. No call with the Board is necessary at this time.

Regards,

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