

From: [Trials](#)
To: [Douglas Wentzel](#); [Trials](#)
Cc: [AppleIPR911](#); [IPR50095-0136IP2](#)
Subject: RE: IPR2024-00296 | Requesting Authorization for Motion to Submit Supplemental Information
Date: Tuesday, February 11, 2025 2:44:08 PM

Good afternoon counsel,

From the Board –

We authorize Patent Owner's motion to submit supplemental information pursuant to 37 C.F.R. § 42.123(c). Patent Owner's motion is due no later than Wednesday, February 12, 2025, and may not exceed one page. We also authorize Petitioner to file an opposition to the motion. Petitioner's opposition is due no later than Thursday, February 13, 2025, and may not exceed one page. No conference call is necessary at this time.

Regards,

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

From: Douglas Wentzel <Douglas.Wentzel@knobbe.com>
Sent: Tuesday, February 11, 2025 1:49 PM
To: Trials <Trials@USPTO.GOV>
Cc: AppleIPR911 <AppleIPR911@knobbe.com>; IPR50095-0136IP2 <IPR50095-0136IP2@fr.com>
Subject: IPR2024-00296 | Requesting Authorization for Motion to Submit Supplemental Information

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Dear Board,

Pursuant to 37 CFR 42.123(c), Patent Owner (Masimo) requests authorization to file a motion to submit supplemental information with its Sur-Reply, which is due a week from today (February 18). Apple's Reply includes and relies on Exhibit 1082, which is excerpts from an expert report of Masimo's expert from the parties' co-pending Delaware Litigation. Masimo seeks to submit eight additional pages of the same expert report regarding the same issue to respond to Apple's Reply. Masimo believes one page per side is sufficient to brief this issue. The parties have conferred. Apple does not oppose Masimo seeking authorization and has requested that equal page limits be set for any briefing.

If the Board wishes to have a call on this issue, the parties are available tomorrow between 3-5pm ET.

Sincerely,

Doug

Ex. 3001

Douglas Wentzel

Partner

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