

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD.,
Petitioner,

v.

NETWORK SYSTEM TECHNOLOGIES, INC.
Patent Owner.

IPR2024-00339
Patent 8,086,800 B2

Before CHARLES J. BOUDREAU, JOHN R. KENNY, and
STEVEN M. AMUNDSON, *Administrative Patent Judges*.

KENNY, *Administrative Patent Judge*.

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

The Petition (Paper 2, “Pet.”) challenges claims 1, 2, 4, 6, 8–12, 13, and 18–21 of the challenged patent (Ex. 1001). Pet. 1. In the Preliminary Response (Paper 6, “Prelim. Resp.”), Patent Owner represents that it has statutorily disclaimed claims 1, 2, 4, 5, 8–11, 13, and 18–21 of the challenged patent. Prelim. Resp. 24. Further, Patent Owner argues that, as a result of this disclaimer, claim 12 is the only pending challenged claim. Prelim. Resp. 1, 24. Patent Owner, however, does not represent that it has statutorily disclaimed challenged claim 6. Prelim. Resp. 24; Ex. 2055.

To ensure the record is clear regarding claim 6 of the challenged patent, within FOUR business days of the issuance of this Order, Patent Owner shall file a one-page response to this Order setting forth whether claim 6 has been statutorily disclaimed as of the date of the filing of Patent Owner’s response to this Order. If claim 6 has been statutorily disclaimed as of that filing date, Patent Owner shall submit evidence of that statutory disclaimer with its response and set forth the date on which the statutory disclaimer occurred.

To the extent Petitioner wishes to respond to Patent Owner’s submission regarding claim 6, Petitioner may file a one-page response within TWO business days of the filing of Patent Owner’s submission.

It is so ORDERED.

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