

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TESLA, INC.,
Petitioner,

v.

GRAPHITE CHARGING COMPANY, LLC,
Patent Owner

Case No. IPR2024-00387
U.S. Patent No. 8,103,391

PATENT OWNER'S MOTION TO ACCEPT FILINGS

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
Submitted Electronically via PTAB E2E

Pursuant to 37 C.F.R. § 42.6(b), Patent Owner Graphite Charging Company, LLC (“Graphite” or “Patent Owner”) requests that the Board accept Patent Owner’s Sur-Reply, Patent Owner’s Motion for Pro Hac Vice Admission of Nadiia Loizides, and Exhibits 2003 and 2004 (collectively, “the Filings”) that were timely submitted to the Board and timely served on Petitioner via email.

On Monday, June 24, 2024, Patent Owner successfully used P-TACTS to file Updated Mandatory Notices and a new Power of Attorney appointing the undersigned as its new attorneys in this proceeding. Patent Owner was prevented from using P-TACTS on the same day to submit the Filings, because P-TACTS did not allow for additional filings until after the matter was placed on the new attorneys’ dockets. In accordance with the Board’s alternative filing procedure under such circumstances, Patent Owner emailed the Board and Petitioner on the same day to request acceptance of the Filings by the Board and to serve copies of the Filings on Petitioner.

Counsel for Patent Owner has contacted counsel for Petitioner, and counsel for Petitioner indicated that it does not oppose Patent Owner’s Motion to Accept Filings.

For the foregoing reasons, Patent Owner respectfully requests that its Motion to Accept Filings be granted, and that the Filings be entered into the record as being timely filed on Monday, June 24, 2024.

Respectfully submitted,

Dated: June 27, 2024

/Jason Shapiro/

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CERTIFICATE OF SERVICE
UNDER 37 C.F.R. § 42.6(e)(4)

The undersigned hereby certifies that a copy of the foregoing Patent Owner's Motion to Accept Filing was served on June 27, 2024 by filing this document through the Patent Trial and Appeal Board End to End System as well as delivering a copy via electronic mail upon the following email addresses for the attorneys of record for the Petitioner: Tesla-Graphite391-IPR@morganlewis.com and pmargulies@tesla.com.

Dated: June 27, 2024

/Jason Shapiro/
Jason Shapiro