From:	Trials
To:	Goldberg, Joshua; Trials
Cc:	Hickey, Michael J.; Durbin, Michael H.; Milunski, Sarah A.; Walsh, Richard B., Jr.; FoxFactory-Team(SRAM)
Subject:	RE: IPR2024-00491 and -00492 (Pre-Institution Reply Request)
Date:	Wednesday, June 5, 2024 9:30:34 AM
Attachments:	shield-advisory.png chevron-light.png

External email

Counsel,

From the Board –

Petitioner is authorized to file a reply in each of IPR2024-00491 and IPR2024-00492 to address *Fintiv* arguments raised in Patent Own'r's Preliminary Response. The replies are each limited to 10 pages of argument and must be filed within 5 business days of the date of this email.

Patent Owner is authorized to file a sur-reply limited to 10 pages of argument within 5 business days of being served with Petiti'ner's reply in each proceeding.

Regards,

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

From: Goldberg, Joshua <Joshua.Goldberg@finnegan.com>
Sent: Tuesday, June 4, 2024 6:00 PM
To: Trials <Trials@USPTO.GOV>
Cc: Hickey, Michael J. <MHickey@lewisrice.com>; Durbin, Michael H. <MDurbin@lewisrice.com>; Milunski, Sarah A. <SMilunski@lewisrice.com>; Walsh, Richard B., Jr. <RWalsh@lewisrice.com>; FoxFactory-Team(SRAM) <FoxFactor-Team-SRAM@finnegan.com>
Subject: IPR2024-00491 and -00492 (Pre-Institution Reply Request)

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Dear PTAB,

Petitioner requests authorization to file pre-institution replies in IPR2024-00491 and -00492 to address Patent'Owner's 314(a) *Fintiv* arguments raised in Pate't Owner's Preliminary Responses. Good cause exists for pre-institution briefing because facts relevant to the *Fintiv* factors have changed since the filing of the Petitions.

For each IPR, Petitioner requests authorization to file a 10-page pre-institution reply. Patent Owner

does not oppose, provided it is authorized to file sur-replies of equal length. Petitioner does not oppose such authorization for sur-replies.

Best regards,
Joshua L. Goldberg (Reg. No. 59,369)
Counsel for Petitioner

Joshua L. Goldberg
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