

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MERCK SHARP & DOHME LLC,
Petitioner,

v.

THE JOHNS HOPKINS UNIVERSITY,
Patent Owner.

IPR2024-00622 (Patent 10,934,356 B2)
IPR2024-00623 (Patent 11,325,974 B2)
IPR2024-00624 (Patent 11,325,975 B2)
IPR2024-00648 (Patent 11,643,462 B2)

GRANT OF GOOD CAUSE EXTENSION
35 U.S.C. § 316(a)(11); 37 C.F.R. § 42.100(c)

Pursuant to 35 U.S.C. § 316(a)(11), “the final determination in an inter partes review [shall] be issued not later than 1 year after the date on which the Director notices the institution of a review under this chapter, except that the Director may, for good cause shown, extend the 1-year period by not more than 6 months” The Director has delegated the

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authority to extend the one-year period to the Chief Administrative Patent Judge. *See* 37 C.F.R. § 42.100(c). In particular, 37 C.F.R. § 42.100(c) provides:

An inter partes review proceeding shall be administered such that pendency before the Board after institution is normally no more than one year. The time can be extended by up to six months for good cause by the Chief Administrative Patent Judge

In the absence of any extension for good cause, the Final Written Decisions resolving the first three captioned proceedings would be due no later than September 23, 2025, and the Final Written Decision resolving the fourth captioned proceeding would be due no later than October 3, 2025. 35 U.S.C. § 316(a)(11) (Final Written Decision presumptively due no later than one year after entry of Decision on Institution); IPR2024-00622, Paper 12 (Decision on Institution, dated September 23, 2024); IPR2024-00623, Paper 11 (same); IPR2024-00624, Paper 11 (same); IPR2024-00648, Paper 6 (Decision on Institution, dated October 3, 2024). However, due to complex issues involved in these proceedings, as well as panel workload issues, the Acting Chief Administrative Patent Judge has determined that good cause exists under the unique circumstances of these proceedings, in accordance with 37 C.F.R. § 42.100(c), to extend the one-year period for issuing Final Written Decisions in these proceedings.

Users,
Deshpande,
Kalyan

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Kalyan K. Deshpande
Acting Chief Administrative Patent Judge

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