From: Bombach, Miguel J. (Perkins Coie)
To: Steven Katz; Trials
Cc: Delta-Vicor-IPRs@perkinscoie.com; Lawrence Kolodney; Ryan O"Connor
Subject: RE: IPR2024-00715: Request for Reply to Preliminary Response
Date: Friday, July 26, 2024 11:40:19 PM

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Dear Board,

Patent Owner opposes in part.

Petitioner has failed to provide good cause for a reply for (2). Petitioner was required to provide this detail justifying multiple petitions in its original Petition, and Petitioner knew it was an issue because Petitioner briefed it in its notice of petition rankings. If the Board disagrees, Patent Owner requests a sur-reply of equal length.

Finally, Patent Owner does not oppose only for (1) so long as it gets a sur-reply of equal length. If the Board disagrees with (2), Patent Owner requests a sur-reply of equal length.

Regards,
Miguel

Miguel Bombach | **Perkins Coie LLP**
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From: Bombach, Miguel J. (SDO) <MBombach@perkinscoie.com>
Sent: Friday, July 26, 2024 11:13 PM
To: Steven Katz <katz@fr.com>; Trials <Trials@USPTO.GOV>
Cc: *Delta-Vicor-IPRs <Delta-Vicor-IPRs@perkinscoie.com>; Lawrence Kolodney <kolodney@fr.com>; Ryan O'Connor <OConnor@fr.com>
Subject: Re: IPR2024-00715: Request for Reply to Preliminary Response

Dear Board,

Counsel for Patent Owner will provide its position today. An extension to Petitioner's demanded deadline was requested due to travel overseas and client coordination, and Petitioner had sent this e-mail without informing Patent Owner that it would unilaterally send it today.

Regards,
Miguel

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From: Steven Katz <katz@fr.com>
Sent: Friday, July 26, 2024 9:45:45 PM
To: Trials <Trials@USPTO.GOV>
Cc: *Delta-Vicor-IPRs <Delta-Vicor-IPRs@perkinscoie.com>; Lawrence Kolodney <kolodney@fr.com>; Ryan O'Connor <OConnor@fr.com>
Subject: IPR2024-00715: Request for Reply to Preliminary Response

Dear Board,
I am lead counsel for Petitioner (Vicor) in the above IPR. Petitioner requests a reply of up to three pages to address the following issues, for which good cause exists as Petitioner could not have foreseen Patent Owner's arguments:

1. Patent Owner's argument concerning the priority date, and specifically its argument that priority documents contain disclosure of a power supply apparatus having "a pin on two lateral sides of the bearing plate."

2. Patent Owner's argument for discretionary denial on the basis of alleged "excessive grounds" and its assertion that the 706 and 715 petitions (which each concern to a different subset of claims of the '534 patent) relate to "substantially identical" claims.

Petitioner proposes that its reply be filed within one week of the Board's ruling on this request, and Petitioner would not oppose a sur-reply of equal length to the reply filed one week after Petitioner files its reply.

Petitioner asked Patent Owner (Delta) whether it consented to or opposed this request on Monday afternoon (July 22). Patent Owner stated it would respond by Thursday, but did not.

Petitioner is generally available for a conference call with the Board at any time during the week of July 29 – August 2.

Respectfully,

Steven Katz
Principal ■ Fish & Richardson P.C.

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