

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DISNEY MEDIA & ENTERTAINMENT DISTRIBUTION LLC,
Petitioner,

v.

DIGITAL MEDIA TECHNOLOGY HOLDINGS, LLC,
Patent Owner.

IPR2024-00736
Patent 7,574,725 B2

Before JAMESON LEE, JOHN R. KENNY, and LISA A. MURRAY,
Administrative Patent Judges.

MURRAY, *Administrative Patent Judge.*

ORDER

Granting in Part Patent Owner's First Motion for an Extension of Time
37 C.F.R. § 42.5(c)(2)

On July 3, 2024, Patent Owner filed a First Motion for an Extension of Time, requesting a three-week extension of time, from July 11, 2024 to August 1, 2024, to file its Preliminary Response. Patent Owner represents that good cause exists to grant the extension due to certain scheduling conflicts and underlying health issues encountered by lead counsel for Patent Owner.

On July 5, 2024, the Board received an email from Petitioner indicating that Petitioner does not oppose Patent Owner's request.

Patent Owner states that its lead counsel was out of commission between May 21 and June 11, 2024, but does not explain why it waited another three weeks, until just days before the due date, to request an extension of time to file its Preliminary Response. Nor does Patent Owner explain why three more weeks are needed to prepare a filing "on which substantial work has been done." *See* Mot. 2. Accordingly, the Board finds that good cause for a three week extension has not been shown. Because the motion is unopposed, however, the Board will grant a one-time extension of the deadline to file the Preliminary Response of two weeks, to July 25, 2024. Counsel should not assume that any further extensions of time will be granted in this proceeding.

ORDER

Good cause having been shown, and in light of the fact that the motion is unopposed, it is:

ORDERED that Patent Owner's First Motion for an Extension of Time is *granted in part*. Patent Owner's Preliminary Response will be due on July 25, 2024.

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