

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

KIA CORP. and TOYOTA MOTOR CORP.,
Petitioner,

v.

EMERGING AUTOMOTIVE LLC,
Patent Owner.

IPR2024-00814 (Patent 11,396,244 B2)
IPR2024-01167 (Patent 11,738,659 B2)¹

Before GEORGIANNA W. BRADEN, BARBARA A. PARVIS, and
FRANCES L. IPPOLITO, *Administrative Patent Judges*.

IPPOLITO, *Administrative Patent Judge*.

ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5

On November 22, 2024, an *inter partes* review was instituted in
IPR2024-00814. IPR2024-00814, Paper 11. On December 12, 2024, the

¹ This Order applies to each of the listed proceedings. We exercise our discretion to issue one Order to be docketed in each proceeding. Kia Corporation is identified as a Petitioner in IPR2024-01167 only.

IPR2024-00814 (Patent 11,396,244 B2)

IPR2024-01167 (Patent 11,738,659 B2)

Patent Owner advised the Board that Patent Owner had filed a reissue application for U.S. Patent No. 11,396,244 B2, the patent-at-issue in IPR2024-00814. IPR2024-00814, Paper 13. On January 7, 2025, the parties and panel held a conference call to discuss the procedural posture of Patent Owner's reissue application, including whether a stay and/or motion to amend may be better suited for the circumstances. On the call, Patent Owner agreed to provide the Board with an email update in a week after it had an opportunity to consider these options.

On the same call, Petitioner requested leave to file a notice of schedule changes for a related district court proceeding in IPR2024-01167. Patent Owner did not oppose Petitioner's request. We granted Petitioner's unopposed request. Petitioner may file a notice indicating which dates have changed in the district court proceeding, along with an exhibit of any notice of such dates issued by the district court.

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FOR PETITIONER:

Joshua Goldberg

James Barney

Aidan Skoyles

Nicholas Eitsert

Ryan Davies

FINNEGAN, HENDERSON FARABOW,

GARRETT & DUNNER, LLP

joshua.goldberg@finnegan.com

james.barney@finnegan.com

aidan.skoyles@finnegan.com

nicholas.eitsert@finnegan.com

ryan.davies@finnegan.com

FOR PATENT OWNER:

Jerry Tice

Aaron Hand

Brenda Entzminger

BUNSOW DeMORY LLP

jtice@bdiplaw.com

ahand@bdiplaw.com

bentzminger@bdiplaw.com