

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TOMMY JOHN, INC.,
Petitioner,

v.

PACKAGE APPAREL, INC.,
Patent Owner.

IPR2024-01163
Patent 10,834,974 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 authority to extend the one-year period to the Chief Administrative Patent Judge. See 37 C.F.R. § 42.100(c) (2025). 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, a final written decision resolving this proceeding would be due no later than January 8, 2026. *See* Paper 12 (Decision on Institution, dated January 8, 2025); 35 U.S.C. § 316(a)(11) (final written decision presumptively due no later than one year after entry of decision on institution). However, due to the unforeseen unavailability of a panel member and in view of the limited time remaining in the one-year period for issuance of the final written decision, good cause exists under the unique circumstances presented to extend the one-year period in accordance with 37 C.F.R. § 42.100(c).



Digitally signed by Users,
Deshpande, Kalyan
Date: 2026.01.07
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Kalyan K. Deshpande
Acting Chief Administrative Patent Judge

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