

From: [Trials](#)
To: [Kaiser, Jessica \(DEN\)](#); [Wayne Helge](#); [*Kaiser Ptab](#); [James Wilson](#); [Elliot B. Robinson](#); [Carter, Jon R. \(NYC\)](#); [Baitchev, Atanas \(SDQ\)](#); [*BSD Perkins](#)
Cc: [Trials](#)
Subject: RE: IPR2025-00057: Request for authorization for preliminary reply
Date: Monday, March 24, 2025 12:20:21 PM

Counsel,

The panel has authorized additional *Fintiv* briefing because of the rescission of the Vidal memorandum on February 28, 2025. In particular, the Petitioner is authorized to file a 5-page preliminary reply to be due on April 7, 2025, and the Patent Owner is authorized to file a preliminary sur-reply of equal length within two weeks of the filing of the preliminary reply (April 21, 2025) and limited to the issues discussed in the preliminary reply.

Regards,

Franchesca I. Alicea Villanueva
Supervisory Paralegal
Patent Trial & Appeal Board
U.S. Patent & Trademark Office

From: Kaiser, Jessica (Perkins Coie) <JKaiser@perkinscoie.com>
Sent: Monday, March 24, 2025 11:25 AM
To: Trials <Trials@USPTO.GOV>
Cc: Wayne Helge <whelge@bdiplaw.com>; kaiser-ptab@perkinscoie.com; James Wilson <jwilson@bdiplaw.com>; Elliot B. Robinson <erobinson@bdiplaw.com>; Carter, Jon R. (Perkins Coie) <JCarter@perkinscoie.com>; ABaitchev@perkinscoie.com; BSD_Perkins@perkinscoie.com
Subject: RE: IPR2025-00057: Request for authorization for preliminary reply

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Dear Honorable Board,

I do not believe we have received a response to the unopposed request below. If the parties can provide any additional information, we would be happy to do so.

Best,

Jessica Kaiser
PARTNER

Perkins Coie

1900 Sixteenth Street Suite 1400

Denver, CO 80202-5255

+1.303.454.2907

jkaiser@perkinscoie.com

perkinscoie.com

From: Kaiser, Jessica (DEN)

Sent: Monday, March 17, 2025 11:02 AM

To: Trials <Trials@USPTO.GOV>

Cc: Wayne Helge <whelge@bdiplaw.com>; *Kaiser Ptab <kaiser-ptab@perkinscoie.com>; James Wilson <jwilson@bdiplaw.com>; Elliot B. Robinson <erobinson@bdiplaw.com>; Carter, Jon R. (NYC) <JCarter@perkinscoie.com>; Baitchev, Atanas (SDO) <ABaitchev@perkinscoie.com>; *BSD_Perkins <BSD_Perkins@perkinscoie.com>

Subject: IPR2025-00057: Request for authorization for preliminary reply

Dear Honorable Board,

Petitioner respectfully requests authorization to file a preliminary reply to address Patent Owner's arguments regarding (1) *Fintiv* (Patent Owner's Preliminary Response (Paper 10) at 26-38) and (2) claim construction of "at least one of the display, audio and a hardware (HW) action" (*id.* at 8-11). Petitioner believes good cause exists for a preliminary reply on these issues because of unforeseeable events that occurred after the filing of the Petition (e.g., rescission of the June 2022 *Fintiv* guidance memo and events in the district court litigation). Petitioner has also provided Patent Owner with a *Sotera* stipulation for this matter, and Petitioner respectfully requests authorization to file that stipulation as an exhibit.

Petitioner has conferred with Patent Owner on this request. Patent Owner denies that good cause exists for Petitioner's request above, but will not oppose this request pursuant to the parties' meet and confer, including the parties' agreement on the terms of this request as set forth below.

Petitioner requests a 5-page preliminary reply, to be due two weeks after receiving Board authorization, and Patent Owner requests to file a preliminary sur-reply of equal length within two weeks of the filing of the preliminary reply and limited to the issues discussed in the preliminary reply.

If the Board wishes to have a conference call to discuss this unopposed request, the parties will confer and propose times of mutual availability.

Sincerely,

Jessica Kaiser

PARTNER

Perkins Coie

1900 Sixteenth Street Suite 1400

Denver, CO 80202-5255

+1.303.454.2907

jkaiser@perkinscoie.com

perkinscoie.com

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