

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PADAGIS US LLC,
Petitioner,

v.

NEURELIS, INC.,
Patent Owner.

IPR2025-00464 (Patent 8,895,546 B2)
IPR2025-00465 (Patent 11,241,414 B2)
IPR2025-00466 (Patent 11,793,786 B2)¹

Before GRACE KARAFFA OBERMANN, ANNETTE R. REIMERS, and
TIMOTHY G. MAJORS, *Administrative Patent Judges*.

MAJORS, *Administrative Patent Judge*.

ORDER

Authorizing Patent Owner's Request to File Motion to Pursue Certificate of
Correction on Patents Undergoing *Inter Partes* Review
37 C.F.R. § 42.20

¹ This Order addresses issues common to the listed cases. Therefore, we exercise our discretion to issue one Order to be filed in each case. The parties are not authorized to use this style heading.

IPR2025-00464 (Patent 8,895,546 B2)
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I. BACKGROUND

On December 4, 2025, Patent Owner requested the Board's authorization for a motion (under 37 C.F.R. § 1.323) asking that the Board permit Patent Owner to petition the Director for a certificate of correction of each of the above-referenced patents presently undergoing *inter partes* review. *See* Ex. 3002 (email to Board dated December 4, 2025). Patent Owner, in its request, states that it plans to seek correction of the patents to add references to the names of parties to a joint research agreement. *Id.* (citing MPEP § 717.02(a)(II)). Patent Owner also seeks authorization to move to seal and for a protective order concerning confidential documents that are alleged to support the anticipated § 1.323 motion. *Id.* Petitioner opposes Patent Owner's requests but, if the Board allows the motions to be filed, asks that Petitioner be permitted to file a written opposition. *Id.*

II. DISCUSSION

We authorize Patent Owner's filing of a motion for relief under 37 C.F.R. § 1.323, as well as the related motion(s) to seal and for a protective order. Petitioner is authorized to file oppositions to the motions and such oppositions will not exceed the permitted page length of the corresponding motions. No other reply briefing is authorized at this time.

As it concerns the § 1.323 motion, we direct the parties' attention to *Honeywell Int'l Inc. v. Arkema Inc.*, 939 F.3d 1345, 1349–50 (Fed. Cir. 2019), which explains the steps required by a patent owner seeking the Board's leave to petition the Director for a certificate of correction for a patent undergoing post-grant proceedings before the Board. *See Mylan*

IPR2025-00464 (Patent 8,895,546 B2)
IPR2025-00465 (Patent 11,241,414 B2)
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Pharma. Inc. v. Merck Sharp & Dohme Corp., IPR2020900040, Paper 76 (PTAB Dec. 23, 2020) (applying the process set forth in *Honeywell*).

The § 1.323 motion must not exceed ten (10) pages in length and is due no later than December 23, 2025. Petitioner's opposition to that motion must not exceed ten (10) pages and is due no later than January 9, 2026.

The motion(s) to seal and for a protective order and any opposition(s) from Petitioner are also due, respectively, no later than December 23, 2025, and January 9, 2026. Such motion(s) and opposition(s) are also each limited to ten (10) pages.²

III. ORDER

In consideration of the foregoing, it is:

ORDERED that Patent Owner is authorized to file a motion requesting that the Board permit Patent Owner to petition the Director for a certificate of correction of the patents challenged in these proceedings, which motion must not exceed ten (10) pages and will be due no later than December 23, 2025;

ORDERED that Patent Owner is authorized to move to seal certain exhibits Patent Owner intends to submit in support of the aforementioned motion concerning the certificate of correction, and is further authorized to move for entry of a protective order, and any such motion(s) to seal and for a protective order must not exceed ten (10) pages and will be due no later than December 23, 2025; and

² We encourage Patent Owner to combine the motion to seal and motion for a protective order in a single paper, if possible.

IPR2025-00464 (Patent 8,895,546 B2)
IPR2025-00465 (Patent 11,241,414 B2)
IPR2025-00466 (Patent 11,793,786 B2)

ORDERED that Petitioner may file an opposition to each of Patent Owner's aforementioned motions, and each of those oppositions must not exceed ten (10) pages and will be due no later than January 9, 2026.

IPR2025-00464 (Patent 8,895,546 B2)
IPR2025-00465 (Patent 11,241,414 B2)
IPR2025-00466 (Patent 11,793,786 B2)

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