

From: [Fabian, Jeffrey B.](#)
To: [Timothy Bechen](#); [Trials](#); [Regala, Samantha](#)
Cc: [Nathan A. Evans](#)
Subject: RE: IPR2025-00677 conference call
Date: Wednesday, April 8, 2026 3:16:37 PM
Attachments: [image002.png](#)
[image003.png](#)
[image824805.png](#)

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Mr. Kellogg:

Counsel for patent owner can also be available either time slot on April 9.

Jeffrey B Fabian | [Bio](#)

Attorney at Law

Direct 813.676.7212

Email jfabian@shumaker.com

Shumaker

Bank of America Plaza, Suite 2800

101 East Kennedy Boulevard

Tampa, FL 33602

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From: Timothy Bechen <timothy.bechen@woodsrogers.com>
Sent: Wednesday, April 8, 2026 1:32 PM
To: Trials <Trials@USPTO.GOV>; Fabian, Jeffrey B. <jfabian@shumaker.com>; Regala, Samantha <sregala@shumaker.com>
Cc: Nathan A. Evans <nathan.evans@woodsrogers.com>
Subject: RE: IPR2025-00677 conference call

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Dear Mr. Kellogg,

As lead counsel for Petitioner, I am available on either listed time slots for Thursday 4/9.

Thank you.

-Tim

Timothy Bechen

Principal

Woods Rogers Vandeventer Black PLC

timothy.bechen@woodsrogers.com

P (804) 343-5032 | F (804) 806-7592

901 E Byrd Street, Suite 1600
Richmond, VA 23219



From: Trials <Trials@USPTO.GOV>

Sent: Wednesday, April 8, 2026 1:18 PM

To: Timothy Bechen <timothy.bechen@woodsrogers.com>; Nathan A. Evans
<nathan.evans@woodsrogers.com>; jfabian@shumaker.com; Regala, Samantha
<sregala@shumaker.com>

Cc: Trials <Trials@USPTO.GOV>

Subject: IPR2025-00677 conference call

Counsel,

On April 7, 2026, Petitioner filed an “Opposition to Patent Owner’s Contingent Motion to Amend” (Paper 15). As the Board explained by email to the parties on March 25, 2026 (Ex. 3002), the due date for this paper was March 24, 2026. We also explained that even though the parties agreed to extend this due date to April 7, 2026, such a modification to the schedule could not be made by parties’ stipulation, i.e., such a modification to the schedule could be made only by order of the Board. See Paper 10 (Scheduling Order) at 9–10 (“The parties may not stipulate to a different date for the portion of DUE DATE 2 related to Petitioner’s opposition to a motion to amend, or for the portion of DUE DATE 3 related to Patent Owner’s reply to an opposition to a motion to amend (or Patent Owner’s revised motion to amend) without prior authorization from the Board.”). In this same email, the Board authorized the parties to file a motion requesting to change Due Date 2 (and possibly other due dates) to allow for the late filing. No such motion has been filed.

In view of the circumstances and the approaching date of the Board's preliminary guidance on the motion to amend, we instruct the parties to immediately identify one of the following options for which Lead Counsel is available for a conference call with the Board, and to then attend the scheduled conference call to discuss the matter:

- Wednesday, April 8, 2026, 2:00–3:00PM (ET)
- Thursday, April 9, 11:00AM–12:00PM (ET)
- Thursday, April 9, 2026, 1:00–2:00PM (ET)

The purpose of the call is to address whether there is good cause to retroactively extend the portion of DUE DATE 2 related to Petitioner's opposition to the motion to amend or whether to strike this late-filed paper from the record.

Regards,

Andrew Kellogg,
Deputy Chief Clerk, Trials
Patent Trial and Appeal Board
USPTO

andrew.kellogg@uspto.gov

(571) 272-5366

