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Paper 25
Date: May 18, 2026

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GETTATTLE, INC.,
Petitioner,

v.

AFTERWORDS, INC.,
Patent Owner.

IPR2025-00677
Patent 10,430,811 B1

Before LINDA E. HORNER, MATTHEW S. MEYERS, and RYAN H. FLAX, *Administrative Patent Judges*.

FLAX, *Administrative Patent Judge*.

REVISED SCHEDULING ORDER
Accommodating Revised Motion to Amend
37 C.F.R. §§ 42.5, 42.121

AfterWords, Inc. ("Patent Owner") is the owner of U.S. Patent 10,430,811 B1 (Ex. 1001, "the '811 patent"). Paper 4, 1 (Patent Owner Mandatory Notices). On March 3, 2025, GetTattle, Inc. ("Petitioner") filed a Petition for *inter partes* review challenging the patentability of claims 1–7, 10, 13, 16, 18, and 19 of the '811 patent. Paper 1, 1 ("Pet."). We instituted trial in this proceeding on October 7, 2025. Paper 9.

On January 14, 2026, Patent Owner filed a Contingent Motion to Amend, which requested the Board's preliminary guidance. Paper 14, ("MTA"). Petitioner filed an Opposition to the MTA on April 7, 2026. Paper 15. The Board issued its Preliminary Guidance on April 22, 2026. Paper 22. On May 15, 2026, Patent Owner filed a Revised Contingent Motion to Amend, which, pursuant to 37 C.F.R. § 42.121(f)(3), replaces the original MTA in this proceeding. Paper 24 ("RMTA").

The filing of a revised motion to amend requires the Board to reconsider and update the schedule of the proceeding. For example, as we explained in our initial Scheduling Order in this proceeding (*see* Paper 10, 5–6 (Scheduling Order)), if Patent Owner files a revised motion to amend as it has here, the Board may determine whether to request the Chief Administrative Patent Judge to extend the final written decision deadline more than one year from the date a trial is instituted in accordance with § 42.100(c), and whether to extend any remaining deadlines under § 42.5(c)(2). *See* 37 C.F.R. § 42.121(f)(1). As further explained, typically, the Board enters a revised scheduling order setting the briefing schedule to accommodate that revised motion to amend and adjusting other due dates as needed.

Original Due Dates 4–8, new due dates to accommodate the RMTA, and the statutory due date by which a final decision will be entered, remain in this proceeding.

Under the revised schedule, the first upcoming DUE DATE RMTA1, provides for Petitioner to file an opposition to the RMTA.

At DUE DATE 4, either party may file a request for oral argument. If either party desires a prehearing conference, they may request it in this filing.

At DUE DATE RMTA2, Patent Owner may file a reply to Petitioner's opposition to the RMTA.

At DUE DATE 5, either party may file a motion to exclude evidence.

At DUE DATE 6, the Board will hold a pre-hearing conference (if requested).

At DUE DATE 7, either party may file an opposition to a motion to exclude evidence.

At DUE DATE 8, parties may file a reply to opposition to motion to exclude evidence; and Petitioner may file a sur-reply to Patent Owner's reply to an opposition to the RMTA.

At DUE DATE 9, the oral argument (if requested by either party) shall be held; approximately one month prior to the argument, the Board will issue an order setting the start time of the hearing and the procedures that will govern the parties' arguments.

The following DUE DATE APPENDIX sets forth these due dates, which update and replace all due dates remaining in this proceeding. Due to the tightness of the remaining schedule, the parties may not stipulate to

changes thereof. If the parties desire modifications to remaining due dates, they must meet and confer on the matter and then request authorization to file a joint motion to amend the schedule.

DUE DATE APPENDIX

DUE DATE RMTA1 ..... June 16, 2026

Petitioner's Opposition to PO's RMTA (*added Due Date accommodating RMTA schedule*)

DUE DATE 4 ..... June 23, 2026

Request for oral argument

DUE DATE RMTA2 ..... July 7, 2026

Patent Owner's Reply to Petitioner's Opposition to RMTA (*added Due Date accommodating RMTA schedule*)

DUE DATE 5 ..... July 14, 2026

Parties' Motion(s) to Exclude Evidence

DUE DATE(s) 6/7 ..... July 21, 2026

Prehearing Conference (if requested)

Parties Opposition to Motion to Exclude

DUE DATE 8 ..... July 28, 2026

Parties' Reply to Opposition to Motion to Exclude;

Petitioner's Sur-reply to Patent Owner's Reply to Opposition to RMTA

DUE DATE 9 ..... August 7, 2026

Oral argument (if requested)

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