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Paper 10
Date: September 11, 2025

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HENRI DAUSSI, LLC,
Petitioner,

v.

ECNA, LLC,
Patent Owner.

IPR2025-00807
Patent 9,398,791 B1

Before BART A. GERSTENBLITH, ROBERT L. KINDER, and RYAN H. FLAX, *Administrative Patent Judges*.

FLAX, *Administrative Patent Judge*.

ORDER
Granting Patent Owner's Second Unopposed Motion to Extend Due Date for Preliminary Response
37 C.F.R. § 42.5(c)(2)

Ecna, LLC ("Patent Owner") is the owner of U.S. Patent 9,398,791 B1 (Ex. 1001, "the '791 patent"). Paper 4 (Patent Owner's Mandatory Notice), 1. Henri Daussi, LLC ("Petitioner") filed a Petition for *inter partes* review challenging claims 1–14 of the '791 patent. Paper 1 ("Pet.").

Patent Owner moves, unopposed, a second time, to extend the due date of the preliminary response by 30 days, i.e., from September 15, 2025, to October 15, 2025. Paper 9.[1] Patent Owner asserts that good cause exists to extend this due date because the parties are engaged in fruitful settlement discussions, which would be furthered by the sought extension of the due date. *Id.*

Under 37 C.F.R. § 42.5, "[t]he Board may determine a proper course of conduct in a proceeding for any situation not specifically covered by this part and may enter non-final orders to administer the proceeding," and under part (c)(2), may change due dates upon a party's request, "supported by a showing of good cause."

Based on Patent Owner's uncontested assertions noted above, we find good cause exists to extend by 30 days the due date for Patent Owner to file a preliminary response. We therefore extend the due date for filing the preliminary response to October 15, 2025.[2]

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[1] The September 15, 2025, due date was set by Order granting an extension of the Preliminary Response filing date. Paper 8.

[2] The due date for any institution decision also will likely change because it is due within three months from the date the Board receives the preliminary response or, if none is filed, the last date the preliminary response may have been filed, which is now October 15, 2025. 35 U.S.C. § 314(b)(1).

In consideration of the foregoing, it is hereby:

ORDERED that Patent Owner's Motion to extend the due date for filing a preliminary response is *granted*; and

FURTHER ORDERED that Patent Owner's preliminary response is due by October 15, 2025.

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