

Powell, Neil

From: Trials
Sent: Friday, August 14, 2026 4:57 PM
To: Collins-Chase, Charles; Trials; Argenti, Matthew
Cc: McCammon, Luke; Stach, Jason; Magdun, Melanie; Howarth, Kyle; Rosato, Michael; Medley, Patrick; kaiser-ptab@perkinscoie.com; Marando-ptab@perkinscoie.com
Subject: RE: ClearCorrect Operating, LLC v. Align Technology, Inc., IPR2025-00818, -00819, -00820, -00821

Counsel,

Petitioner may file, by August 21, 2026, a ten-page motion to strike, along with a copy of Patent Owner's Sur-Reply marking the specific sentences that Petitioner contends cite and discuss impermissible new evidence. Patent Owner may file, by August 28, 2026, a ten-page opposition to Petitioner's motion to strike.

Patent Owner may file, by August 21, 2026, a ten-page motion to submit supplemental information. Petitioner may file, by August 28, 2026, a ten-page opposition to Patent Owner's motion to submit supplemental information. Along with its motion to submit supplemental information, Patent Owner should file as exhibits the materials sought to be entered. At Patent Owner's discretion, Patent Owner may include Exhibits A-E to the July 2, 2026, deposition of Petitioner's expert Dr. Osswald. If Patent Owner's motion to submit supplemental information is denied with respect to one or more of the exhibits accompanying the motion, those exhibits will be expunged from the record.

An order memorializing these authorizations will follow.

Additionally, to better accommodate resolution of these disputes, the Board would prefer to reschedule the upcoming hearing to a slightly later date. Additionally, the Board would prefer to increase the hearing length to 90 minutes per party. Accordingly, the parties should inform the Board if the parties are available for such a hearing at 1 PM in Alexandria, Virginia on September 14, 15, or 16, 2026.

Regards,

Andrew Kellogg,
Deputy Chief Clerk, Trials
Patent Trial and Appeal Board
USPTO
andrew.kellogg@uspto.gov
(571) 272-5366



From: Collins-Chase, Charles <Charles.Collins-Chase@finnegan.com>
Sent: Monday, August 3, 2026 10:37 AM
To: Trials <Trials@USPTO.GOV>; Argenti, Matthew <margenti@wsgr.com>
Cc: McCammon, Luke <Luke.McCammon@finnegan.com>; Stach, Jason <Jason.Stach@finnegan.com>; Magdun, Melanie <Melanie.Magdun@finnegan.com>; Howarth, Kyle <Kyle.Howarth@finnegan.com>; Rosato, Michael <mrosato@wsgr.com>; Medley, Patrick <pmedley@wsgr.com>; kaiser-ptab@perkinscoie.com; Marando-ptab@perkinscoie.com
Subject: RE: ClearCorrect Operating, LLC v. Align Technology, Inc., IPR2025-00818, -00819, -00820, -00821

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Dear Honorable Board,

Petitioner attaches the parties' email exchange regarding Patent Owner's request for authorization to file a motion to submit supplemental information.

Best regards,
Charles

Charles T. Collins-Chase
Partner | [Bio](#)

Finnegan, Henderson, Farabow, Garrett & Dunner, LLP
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FINNEGAN

From: Trials <Trials@USPTO.GOV>
Sent: Friday, July 31, 2026 12:26 PM
To: Collins-Chase, Charles <Charles.Collins-Chase@finnegan.com>; Argenti, Matthew <margenti@wsgr.com>; Trials <Trials@USPTO.GOV>
Cc: McCammon, Luke <Luke.McCammon@finnegan.com>; Stach, Jason <Jason.Stach@finnegan.com>; Magdun, Melanie <Melanie.Magdun@finnegan.com>; Howarth, Kyle <Kyle.Howarth@finnegan.com>; Rosato, Michael <mrosato@wsgr.com>; Medley, Patrick <pmedley@wsgr.com>; kaiser-ptab@perkinscoie.com; Marando-ptab@perkinscoie.com
Subject: RE: ClearCorrect Operating, LLC v. Align Technology, Inc., IPR2025-00818, -00819, -00820, -00821

Counsel,

As suggested by Petitioner, the parties are directed to email the Board the parties' email exchange regarding Patent Owner's desired supplemental information motion.

Regards,

Andrew Kellogg,
Deputy Chief Clerk, Trials
Patent Trial and Appeal Board
USPTO
andrew.kellogg@uspto.gov
(571) 272-5366



From: Collins-Chase, Charles <Charles.Collins-Chase@finnegan.com>
Sent: Friday, July 24, 2026 4:41 PM
To: Argenti, Matthew <margenti@wsgr.com>; Trials <Trials@USPTO.GOV>
Cc: McCammon, Luke <Luke.McCammon@finnegan.com>; Stach, Jason <Jason.Stach@finnegan.com>; Magdun, Melanie <Melanie.Magdun@finnegan.com>; Howarth, Kyle <Kyle.Howarth@finnegan.com>; Rosato, Michael <mrosato@wsgr.com>; Medley, Patrick <pmedley@wsgr.com>; kaiser-ptab@perkinscoie.com; Marando-ptab@perkinscoie.com
Subject: RE: ClearCorrect Operating, LLC v. Align Technology, Inc., IPR2025-00818, -00819, -00820, -00821

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Dear Honorable Board,

Patent Owner's statements addressing the merits of its requested motion (e.g., regarding good cause, alleged inconsistency, and whether documents could have been obtained earlier) omit Petitioner's position on those issues, which Petitioner provided to Patent Owner by email yesterday.

Consistent with the Board's rules and recent reminder that email correspondence is not the proper vehicle to make substantive arguments (IPR2025-00816, Paper 27 at 2), Petitioner confirms its opposition to Patent Owner's request without addressing the merits of the arguments in Patent Owner's email. Should the Board find it helpful, Petitioner could provide the parties' email exchange in which Petitioner informed Patent Owner of its positions on these issues.

Sincerely,

Charles

Charles T. Collins-Chase

Partner | [Bio](#)

Finnegan, Henderson, Farabow, Garrett & Dunner, LLP

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FINNEGAN

From: Argenti, Matthew <margenti@wsgr.com>

Sent: Friday, July 24, 2026 2:35 PM

To: Trials <Trials@USPTO.GOV>

Cc: McCammon, Luke <Luke.McCammon@finnegan.com>; Stach, Jason <Jason.Stach@finnegan.com>; Magdun, Melanie <Melanie.Magdun@finnegan.com>; Howarth, Kyle <Kyle.Howarth@finnegan.com>; Rosato, Michael <mrosato@wsgr.com>; Medley, Patrick <pmedley@wsgr.com>; kaiser-ptab@perkinscoie.com; Marando-ptab@perkinscoie.com; Collins-Chase, Charles <Charles.Collins-Chase@finnegan.com>

Subject: RE: ClearCorrect Operating, LLC v. Align Technology, Inc., IPR2025-00818, -00819, -00820, -00821

Dear Board,

Patent Owner confirms that it opposes Petitioner's request below. Relatedly, Patent Owner requests authorization to file a motion to submit supplemental information pursuant to 37 CFR 42.123(b).

Patent Owner seeks to submit the following daily transcripts from the patent infringement trial between Patent Owner Align and Petitioner ClearCorrect, which took place between June 22-July 2, 2026, in the Western District of Texas:

- Trial Transcript Volume 1 (June 22)
- Trial Transcript Volume 2 (June 23)
- Trial Transcript Volume 4 (June 29)
- Trial Transcript Volume 5 (June 30)
- Trial Transcript Volume 6 (July 1)

Good cause exists for such a motion as it will create a more fulsome record of the positions taken by Petitioner regarding the patents challenged in these IPRs, including inconsistent positions with respect to unpredictability. These documents could not reasonably have been obtained earlier as the trial only recently took place and their consideration would be in the interests of justice.

Additionally, to the extent the Board finds it helpful for clarity of the record, Patent Owner is also willing to include Exhibits A-E to the July 2, 2026, deposition of Petitioner's expert Dr. Osswald in its motion for supplemental information. This would allow those documents to be considered and referenced as standalone exhibits in the IPRs in addition to their inclusion as deposition exhibits.

Petitioner opposes this request.

Respectfully,

Matthew A. Argenti

Counsel for Patent Owner Align Technology, Inc.
Wilson Sonsini Goodrich & Rosati
650 Page Mill Rd., Palo Alto, CA 94304
Direct: (650) 354-4154
Fax: (650) 493-6811

From: Collins-Chase, Charles <Charles.Collins-Chase@finnegan.com>

Sent: Tuesday, July 21, 2026 2:26 PM

To: Trials <Trials@USPTO.GOV>

Cc: McCammon, Luke <Luke.McCammon@finnegan.com>; Stach, Jason <Jason.Stach@finnegan.com>; Magdun, Melanie <Melanie.Magdun@finnegan.com>; Howarth, Kyle <Kyle.Howarth@finnegan.com>; Rosato, Michael <mrosato@wsgr.com>; Argenti, Matthew <margenti@wsgr.com>; Medley, Patrick <pmedley@wsgr.com>; kaiser-ptab@perkinscoie.com; Marando-ptab@perkinscoie.com

Subject: ClearCorrect Operating, LLC v. Align Technology, Inc., IPR2025-00818, -00819, -00820, -00821

EXT - charles.collins-chase@finnegan.com

Dear Honorable Board,

Petitioner respectfully requests authorization to file a three-page motion to strike the following:

- (1) five new exhibits that Patent Owner improperly filed with its Sur-Replies (appended to the deposition transcript of Petitioner's expert as sub-exhibits A, B, C, D, and E within EX2036);
- (2) portions of the deposition transcript (EX2036) that discuss these new exhibits; and
- (3) arguments in Patent Owner's Sur-Replies based on these new exhibits. 37 C.F.R. § 42.23(b).

Petitioner's motion would additionally seek to strike images of court transcript pages included in the Sur-Replies, which are snapshots of text from new sub-exhibits D and E that Patent Owner also seemingly omitted from its word count and would bring the Sur-Replies in IPR2025-00818, -00820, and -00821 over the 5,600-word limit. 37 C.F.R. § 42.24. Petitioner also respectfully requests authorization to attach to its motion a copy of Patent Owner's Sur-Reply marking the specific sentences that cite and discuss the impermissible new evidence.

Petitioner conferred with Patent Owner by email to ask whether Patent Owner would correct these issues, but Patent Owner declined. Petitioner thus understands that Patent Owner opposes the request for authorization. Petitioner is available for a call on Thursday, July 23, if the Board determines it would be helpful to discuss the request further.

Sincerely,
Charles

Charles T. Collins-Chase
Partner | [Bio](#)

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