

From: [Trials](#)
To: [Jennifer Huang](#); [Trials](#)
Cc: [nrubin@raklaw.com](#); [Rak Wilus](#); [rmirzaie@raklaw.com](#); [pwang@raklaw.com](#); [IPR39843-0200IP1](#)
Subject: RE: IPR2025-00988 - Petitioner's Supplemental Information Request
Date: Friday, March 13, 2026 9:00:04 AM
Attachments: [image001.png](#)

[This email originated outside of F&R.]

Counsel,

Petitioner is authorized to file a motion for supplemental information in accordance with its email request. The motion shall be filed within 5 days. Patent Owner is authorized, but not required, to file a response within 10 days of the filing of the motion. If a response is filed, Petitioner is authorized to file a reply limited to 5 pages within 5 days of the filing of the response.

Regards,

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



From: Jennifer Huang <jhuang@fr.com>
Sent: Friday, March 6, 2026 4:23 PM
To: Trials <Trials@USPTO.GOV>
Cc: nrubin@raklaw.com; Rak Wilus <rak_wilus@raklaw.com>; rmirzaie@raklaw.com; pwang@raklaw.com; IPR39843-0200IP1 <IPR39843-0200IP1@fr.com>
Subject: IPR2025-00988 - Petitioner's Supplemental Information Request

CAUTION: This email has originated from a source outside of USPTO. **PLEASE CONSIDER THE SOURCE** before responding, clicking on links, or opening attachments.

Honorable Board,

Petitioner respectfully requests authorization to file a motion for supplemental information in IPR2025-00988 pursuant to 37 C.F.R. § 42.123(a). This request is being made within 30 days of the Board's decision granting institution and the supplemental information is relevant to at least one claim for which trial has been instituted.

Petitioner requests authorization to file a motion for supplemental information in the form of a declaration from Dr. Michael Buehrer that further demonstrates and clarifies the prior art status of prior art with a priority claim based on provisional application support. For example, the Board's institution decision addressed the prior art status of Bharadwaj (Ex. 1021) and stated that "the cites to the Bharadwaj provisional application (Ex. 1022) in Dr. Buehrer's Declaration (Ex. 1003) are not accompanied by any reasoning as to how or why the Bharadwaj provisional application (Ex. 1022) discloses, teaches, or suggests the same subject matter as the cited matter in Bharadwaj (Ex. 1021)." Paper 15 at 44. To aid development of this issue at an early stage of the trial, Petitioner requests authorization to file a motion for supplemental information, the aforementioned declaration from Dr. Buehrer. Petitioner is prepared to file the motion for supplemental information within five business days of the Board's authorization, if granted.

The parties have conferred and Patent Owner provides its position as follows:

Patent Owner does not oppose Petitioner being granted authorization to file the proposed motions for supplemental information. Because Patent Owner has not seen the supplemental information that Petitioner intends to submit, we cannot at this point take a position on whether these motions should be granted, and we may oppose these motions as permitted under the Board's rules.

Should the Board desire a conference call, the parties will provide their mutual availability.

Respectfully,

Jenny

Jenny Huang :: Managing Principal :: Fish & Richardson P.C.
612 766 2094 direct :: jjh@fr.com
fr.com :: [Bio](#) :: [LinkedIn](#)

This email message is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized use or disclosure is prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of the original message.

