

**From:** [Director Discretionary Decision](#)  
**To:** [Kevin Sprenger](#); [Director Discretionary Decision](#)  
**Cc:** [Steve Reynolds](#); [Erin Hadi](#); [DI-SoundClear](#); [Heideman, Colin](#); [Matthaei, Christie](#); [Anapol, Jeremy](#); [Young, Logan P.](#); [Amazon - SoundClear](#)  
**Subject:** RE: IPR2025-01067, 01080, & 01096 | Request for Reply to Petitioner's Discretionary Denial Briefing  
**Date:** Tuesday, September 30, 2025 8:57:30 AM

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Patent Owner is authorized to file a 6-page reply in IPR2025-01067, -01080, and -01096 due no later than Thursday, October 2, 2025, limited to addressing the arguments raised below. Petitioner is authorized to file a 6-page sur-reply due no later than Monday, October 6, 2025.

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**From:** Kevin Sprenger <[ksprenger@daignaultiyer.com](mailto:ksprenger@daignaultiyer.com)>  
**Sent:** Monday, September 29, 2025 5:38 PM  
**To:** Director\_Discretionary\_Decision <[Director\\_Discretionary\\_Decision@uspto.gov](mailto:Director_Discretionary_Decision@uspto.gov)>  
**Cc:** Steve Reynolds <[sreynolds@daignaultiyer.com](mailto:sreynolds@daignaultiyer.com)>; Erin Hadi <[EHadi@daignaultiyer.com](mailto:EHadi@daignaultiyer.com)>; DI-SoundClear <[DI-SoundClear@daignaultiyer.com](mailto:DI-SoundClear@daignaultiyer.com)>; Heideman, Colin <[colin.heideman@morganlewis.com](mailto:colin.heideman@morganlewis.com)>; Matthaei, Christie <[christie.matthaei@morganlewis.com](mailto:christie.matthaei@morganlewis.com)>; Anapol, Jeremy <[jeremy.anapol@morganlewis.com](mailto:jeremy.anapol@morganlewis.com)>; Young, Logan P. <[logan.young@morganlewis.com](mailto:logan.young@morganlewis.com)>; Amazon - SoundClear <[Amazon-SoundClear@morganlewis.com](mailto:Amazon-SoundClear@morganlewis.com)>  
**Subject:** IPR2025-01067, 01080, & 01096 | Request for Reply to Petitioner's Discretionary Denial Briefing

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**IPR2025-01067 // U.S. Patent No. 9,070,374**  
**IPR2025-01080 // U.S. Patent No. 9,804,819**  
**IPR2025-01096 // U.S. Patent No. 9,031,259**

Honorable Director,

Patent Owner requests permission to file a short six-page reply to Petitioner's Responses to Patent Owner's Brief on Discretionary Denial, in each of the referenced proceedings, in order to address:

- (1) Petitioner's arguments regarding alleged APA and due process violations;
- (2) Petitioner's arguments regarding Patent Owner's *General Plastic* analysis;
- (3) New discretionary denial cases issued since Patent Owner's brief, including e.g., *Sun Pharma v. Nivagen Pharma*, IPR2025-00893, Paper 18 (Sept. 19, 2025).

The parties have conferred and Petitioner does not oppose so long as Petitioner receives a commensurate 6-page sur-reply. Patent Owner does not oppose Petitioner's request for a sur-reply.

Best regards,

Kevin Sprenger  
Counsel for Patent Owner



Kevin H. Sprenger  
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