

From: [Director Discretionary Decision](#)
To: [Nicholas Stephens](#); [Director Discretionary Decision](#)
Cc: [IPR50095-0246IP1](#); [PTAB](#); [Peter Lambrianakos](#); [Vincent Rubino](#); [Alfred Fabricant](#); [Julian Pymonto](#)
Subject: RE: IPR2025-01221 - Petitioner's Request for 14,000 Word Limit to Apply to Discretionary Denial Opposition Brief
Date: Tuesday, September 30, 2025 8:36:29 AM

Petitioner's request for waiver of the 20-page limit and application of the 14,000 word limit is granted.

From: Nicholas Stephens <nstephens@fr.com>
Sent: Monday, September 29, 2025 2:37 PM
To: [Director_Discretionary_Decision](#) <[Director_Discretionary_Decision@uspto.gov](#)>
Cc: [IPR50095-0246IP1](#) <[IPR50095-0246IP1@fr.com](#)>; [PTAB](#) <[PTAB@fabricantllp.com](#)>; [Peter Lambrianakos](#) <[plambrianakos@fabricantllp.com](#)>; [Vincent Rubino](#) <[vrubino@fabricantllp.com](#)>; [Alfred Fabricant](#) <[ffabricant@fabricantllp.com](#)>; [Julian Pymonto](#) <[jpymento@fabricantllp.com](#)>
Subject: RE: IPR2025-01221 - Petitioner's Request for 14,000 Word Limit to Apply to Discretionary Denial Opposition Brief

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Dear Director Squires,

Petitioner's Opposition to Patent Owner's Request for Discretionary Denial in the subject proceeding is due this Thursday, October 2nd. In view of the impending deadline, Petitioner kindly requests guidance on our unopposed request for the 14,000 word limit to apply to the Opposition. Additional context and justification for the request are addressed in the email below.

The parties can provide their availability for a conference call if desired.

Respectfully submitted,

Nicholas Stephens
Counsel for Petitioner Apple Inc.

Nicholas Stephens
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From: Nicholas Stephens <[nstephens@fr.com](#)>
Sent: Wednesday, September 24, 2025 12:26 PM
To: [Director_Discretionary_Decision@USPTO.gov](#)

Cc: IPR50095-0246IP1 <IPR50095-0246IP1@fr.com>; PTAB <PTAB@fabricantllp.com>; Peter Lambrianakos <plambrianakos@fabricantllp.com>; Vincent Rubino <vrubino@fabricantllp.com>; Alfred Fabricant <ffabricant@fabricantllp.com>; Julian Pymonto <jpymonto@fabricantllp.com>
Subject: IPR2025-01221 - Petitioner's Request for 14,000 Word Limit to Apply to Discretionary Denial Opposition Brief

Dear Director Squires,

Petitioner respectfully requests waiver of the 20-page limit and application of the 14,000 word limit to Petitioner's Discretionary Denial Opposition brief in IPR2025-01221. Petitioner's Opposition in IPR2025-01221 is due October 2, 2025. Although Patent Owner's Request for Discretionary Denial was not due until September 2, 2025, Patent Owner filed its brief early on July 11, 2025 at the same time that it filed its discretionary denial requests in six related proceedings between the parties that were all due before September 1, 2025. See IPR2025-00983, IPR2025-00984, IPR2025-00991, IPR2025-01070, IPR2025-01103, IPR2025-01158.

The Office recently issued updated guidance specifying that, "Effective for patent owners' discretionary denial requests due on or after September 1, 2025, a petitioner's opposition to the patent owner's discretionary denial brief is limited to 20 pages, regardless of when a patent owner files its brief. ... For discretionary denial requests due before September 1, 2025, a petitioner's opposition to the patent owner's discretionary denial brief is limited to 14,000 words as per the Process Memorandum."

Because IPR2025-01221 is the only one of the seven related proceedings between the parties for which Patent Owner's Request for Discretionary Denial was due after September 1, Petitioner's Opposition in this proceeding would be limited to 20-pages unlike the 14,000 word limit that applied to the Oppositions in each other proceeding for which Patent Owner filed its requests for discretionary denial on the same day. To ensure Petitioner has the same opportunity to respond in this proceeding to substantially overlapping arguments that Patent Owner raised in each of its discretionary denial requests across the seven related IPR proceedings, Petitioner respectfully requests that the 14,000 word limit similarly apply to the Opposition in IPR2025-01221. Petitioner submits that good cause supports this request because similar arguments are being raised in the discretionary denial requests and oppositions across the seven proceedings.

The parties have conferred by email and Patent Owner indicates that it does **not oppose** this request. The parties can provide their availability for a conference call should a call be desired.

Respectfully submitted,

Nicholas Stephens
Counsel for Petitioner Apple Inc.

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