From:	Trials
To:	Jim Glass; Kenneth Weatherwax; Parham Hendifar; Nathan Lowenstein; Colette Woo; Dennis Courtney; Qomplx_IPRs@lowensteinweatherwax.com; QE-PAN-Qomplx-IPR
Cc:	Trials
Subject:	RE: IPR2026-00362
Date:	Thursday, September 3, 2026 12:24:17 PM
Attachments:	image001.png

Counsel,

Petitioner is authorized to file a 5-page preliminary reply in IPR2026-00362, due no later than September 9, 2026, limited to addressing the same issues that were addressed in the preliminary reply filed in IPR2026-00183, Paper 14. Patent Owner is authorized to file a 5-page preliminary sur-reply in IPR2026-00362, due no later than September 14, 2026, limited to addressing the same issues.

The parties should file their briefs as papers in P-TACTS. The parties are not authorized to file any evidence at this time.

Regards,

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

From: Jim Glass <jimglass@quinnemanuel.com>
Sent: Wednesday, September 2, 2026 10:46 AM
To: Director_DI <Director_DI@uspto.gov>
Cc: Kenneth Weatherwax <weatherwax@lowensteinweatherwax.com>; Parham Hendifar <hendifar@lowensteinweatherwax.com>; Nathan Lowenstein <lowenstein@lowensteinweatherwax.com>; Colette Woo <woo@lowensteinweatherwax.com>; Dennis Courtney <courtney@lowensteinweatherwax.com>; Qomplx_IPRs@lowensteinweatherwax.com; QE-PAN-Qomplx-IPR <qe-pan-qomplx-ipr@quinnemanuel.com>
Subject: IPR2026-00362

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Dear Honorable Director,

I am lead counsel for Petitioner in the above-captioned matter. Petitioner respectfully requests leave for a 5-page preliminary reply to address the issues raised in Patent Owner's preliminary response.

Petitioner is mindful of both the Board's prohibition against argumentative emails and of the requirement that it set forth good cause for its request. IPR2014-01503, Paper 11 at 2-3; 37 CFR 42.108(c). Good cause exists for a preliminary reply because Patent Owner's arguments are predicated on claim construction positions that Petitioner could not foresee. Specifically, Patent Owner's claim construction arguments are not consistent with their plain meaning in view of the intrinsic evidence. Petitioner will not expound further on the bases for this position, as such argumentative emails are prohibited, but believes the Director would benefit from further briefing on this issue.

Petitioner notes that Microsoft was granted a preliminary reply in IPR2026-00183 to address the same issues. The present petition is substantively identical to the '183 petition.

Petitioner proposes that its preliminary reply be filed within 5 business days of the grant of Petitioner's request. Petitioner does not oppose Patent Owner receiving a 5-page preliminary surreply to be due within 5 business days of Petitioner's preliminary reply.

Petitioner has conferred with Patent Owner. Patent Owner opposes this request.

Respectfully submitted,

Jim Glass

James M. Glass |Chair, Post-Grant Patent Practice| **Quinn Emanuel Urquhart & Sullivan, LLP** | 295 5th Ave., New York, NY, 10016 | Office: +1.212.849.7142| Web Bio