

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

THERABODY, INC.,
Petitioner,

v.

HYPERICE IP SUBCO, LLC,
Patent Owner.

PGR2025-00013
Patent 11,938,082 B2

Before JEFFREY N. FREDMAN and ALYSSA A. FINAMORE,
Administrative Patent Judges.

FREDMAN, *Administrative Patent Judge.*

SCHEDULING ORDER

A. GENERAL

This updated Scheduling Order is modified in response to the parties Joint Stipulation in the related proceeding of PGR2024-00053 and the email dated July 9, 2025. In their email, the Parties stated they

agree to adjust the trial schedules of PGR2024-00053 and PGR2025-00013 to place them on the same schedule with a hearing date of January 21, 2026. Please note that the parties have also submitted a stipulation modifying Due Dates 1, 2, and 3 for PGR2024-00053 (Paper No. 15), which maintains the January 21, 2026 hearing date, and request that the Board adjust the schedule of PGR2025-00013 to match this new, stipulated schedule as to the parties' stipulated Due Dates 1, 2, and 3. Please advise us if a call on Thursday, July 10 at 12:30 pm would still be helpful.

Ex. 3001, 1. We have adjusted Due Dates 1, 2, and 3 in this proceeding, PGR2025-00013, to be identical to the stipulated Due Dates in Paper 15 in PGR2024-00053. We have also changed the remaining Due Dates in the PGR2025-00013 proceeding and the Hearing Date to also match those in PGR2024-00053. We note that Due Dates 5–7 may be changed by joint stipulation of the parties.

DUE DATE APPENDIX

DUE DATE 1 September 12, 2025

Patent Owner's response to the petition

Patent Owner's motion to amend the patent

DUE DATE 2 December 5, 2025

Petitioner's reply to Patent Owner's response to petition

Petitioner's opposition to motion to amend

DUE DATE 3 January 9, 2026

Patent Owner's sur-reply to reply

Patent Owner's reply to opposition to motion to amend
(or Patent Owner's revised motion to amend)¹

DUE DATE 4 December 10, 2025

Request for oral argument (may not be extended by stipulation)

DUE DATE 5 December 31, 2025

Petitioner's sur-reply to reply to opposition to motion to amend

Motion to exclude evidence

DUE DATE 6 January 7, 2026

Opposition to motion to exclude

Request for prehearing conference

DUE DATE 7 January 14, 2025

Reply to opposition to motion to exclude

DUE DATE 8 January 21, 2026

Oral argument (if requested)

¹ If Patent Owner does not file either a reply in support of the motion to amend or a revised motion to amend, the parties are directed to section B(3) above.

PGR2025-00013
Patent 11,938,082 B2

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