

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PARAGON 28, INC.,
Petitioner,

v.

TREACE MEDICAL CONCEPTS, INC.,
Patent Owner.

PGR2026-00017 (Patent 12,268,397 B2)
PGR2026-00020 (Patent 12,268,428 B2)¹

Before KEN B. BARRETT, BART A. GERSTENBLITH,
CHRISTOPHER M. KAISER, and FREDERICK C. LANEY,
*Administrative Patent Judges.*²

GERSTENBLITH, *Administrative Patent Judge.*

SCHEDULING ORDER AMENDMENT

¹ This Order applies to each of the listed cases. Given the similarities of the issues, we issue one Order. The parties are not authorized to use this caption style.

² The panel for each listed case is not expanded; rather, the listing of Administrative Patent Judges represents all judges paneled across the two identified cases.

PGR2026-00017 (Patent 12,268,397 B2)

PGR2026-00020 (Patent 12,268,428 B2)

The Scheduling Order in these proceedings is hereby amended such that DUE DATE 9 is now April 5, 2027.

The amendment is reflected in the revised Due Date Appendix that follows.

DUE DATE APPENDIX

DUE DATE 1 September 4, 2026

Patent Owner's response to the petition

Patent Owner's motion to amend the patent

DUE DATE 2 December 2, 2026

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

Petitioner's opposition to motion to amend

DUE DATE 3 January 13, 2027

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)³

DUE DATE 4 February 3, 2027

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

DUE DATE 5 February 24, 2027

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

Motion to exclude evidence

DUE DATE 6 March 15, 2027

Pre-hearing conference with Board panel

DUE DATE 7 March 3, 2027

Opposition to motion to exclude

DUE DATE 8 March 10, 2027

Reply to opposition to motion to exclude

³ If Patent Owner files neither a reply to Petitioner's opposition to the MTA nor a revised MTA, the parties are directed to Section B(3) above.

PGR2026-00017 (Patent 12,268,397 B2)

PGR2026-00020 (Patent 12,268,428 B2)

DUE DATE 9 April 5, 2027

Oral argument (if requested)

PGR2026-00017 (Patent 12,268,397 B2)
PGR2026-00020 (Patent 12,268,428 B2)

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