

From: [Director Discretionary Decision](#)
To: [Michael N. MacCallum](#); [Director Discretionary Decision](#)
Cc: [LannrayIPR@beneschlaw.com](#); [Ambilight](#)
Subject: RE: PGR2026-00053 - Request for Clarification Regarding Discretionary Denial Deadline
Date: Monday, August 31, 2026 2:15:37 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)

Today, the Chief Administrative Patent Judge issued an order according a new filing date of August 20, 2026 in PGR2026-00053. In view of the new filing date accorded to the Petition, Patent Owner's brief requesting discretionary denial and all associated exhibits will be expunged. All future deadlines will be based on the new filing date accorded.

From: Michael N. MacCallum <MMacCallum@dwlaw.com>
Sent: Monday, August 31, 2026 8:08 AM
To: Director_Discretionary_Decision <Director_Discretionary_Decision@uspto.gov>
Cc: LannrayIPR@beneschlaw.com; Ambilight <Ambilight@dwlaw.com>; Trials <Trials@USPTO.GOV>
Subject: PGR2026-00053 - Request for Clarification Regarding Discretionary Denial Deadline

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Dear Director and Board:

Petitioner Ambilight Inc recently filed Updated Mandatory Notices on August 20, 2026 in PGR2026-00053, identifying additional real parties-in-interest in view of recent decisions by the PTAB. The update does not change the identity of Ambilight Inc as the Petitioner in these proceedings.

It appears to Petitioner that based on *Curium US LLC v. Universität Heidelberg*, IPR2025-01582, Paper 11 (Director Feb. 25, 2026) (informative), the Petition will be accorded a new filing date corresponding to the filing date of the Updated Mandatory Notices and that the pre-institution schedule will be recalculated from that date. This may impact the deadline for Petitioner's opposition to Patent Owner's discretionary-denial brief, which is due this Wednesday, September 9, 2026 under the existing schedule.

Petitioner accordingly seeks confirmation whether the pre-institution schedule will be modified in view of Petitioner's updated Mandatory Notices (including whether that deadline will be vacated and reset based on the new filing date), or whether the current schedule will remain in place and Petitioner should proceed with filing its discretionary denial opposition on Wednesday, September 9.

Petitioner also note that in IPR2026-00367, an IPR matter involving the same Petitioner and Patent Owner, Petitioner also filed Updated Mandatory Notices and the Board accorded a new filing date and expunged the discretionary denial briefing. Petitioner anticipates the same outcome in this case, and thus is seeking confirmation prior to the September 9 deadline.

Petitioner respectfully requests clarification at the Office's earliest convenience. Counsel for Patent Owner are copied on this communication.

Thank you.



[Michael N. MacCallum](#)

Member

O:248-631-2080

MMacCallum@dwlaw.com

2600 West Big Beaver Rd, Suite 300, Troy, MI 48084

For docketing purposes of patent & trademark matters only, please add the appropriate email of dwpatents@dickinson-wright.com or dwtrademarks@dickinson-wright.com to any emails being sent to our office. Thank you.

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