Paper 10 Entered: June 7, 2013

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Oracle Corporation Petitioner

v.

Clouding IP, LLC Patent Owner

Case IPR2013-00095 (JL) Patent 5,944,839

Before JAMESON LEE, MICHAEL W. KIM, and RAMA G. ELLURU, *Administrative Patent Judges*.

ELLURU, Administrative Patent Judge.

ORDER Conduct of the Proceeding 37 C.F.R. § 42.5

On June 6, 2013, the initial telephone conference call for this proceeding was held between respective counsel for the parties and Judges Lee, Kim, and Elluru. The purpose of the call was to discuss any proposed changes to the Scheduling Order and any motion(s) the parties intend to file. Neither party filed a list of intended motions prior to the initial conference call. During the conference Case IPR2013-00095 Patent 5,944,839

call, counsel for both parties indicated that they do not, at this time, contemplate filing any motion, or need to modify any due dates set in the Scheduling Order dated May 17, 2013.

It is

ORDERED that if and when Patent Owner desires to file a motion to amend claim(s), a conference call should be made to the Board to confer, prior to the filing of such a motion; *see* 37 C.F.R. § 42.121(a); and

FURTHER ORDERED that all due dates set in the Scheduling Order dated May 17, 2013, remain unchanged, subject to any stipulation by the parties as to Due Dates 1-3. Case IPR2013-00095 Patent 5,944,839

For PETITIONER

Greg Gardella Scott A. McKeown OBLON SPIVAK <u>cpdocketgardella@oblon.com</u> <u>cpdocketmckeown@oblon.com</u>

For PATENT OWNER

Tarek N. Fahmi Amy J. Embert Fahmi, Sellers & Embert <u>tarek.fahmi@tnfip.com</u> <u>amy.embert@fseip.com</u>