

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SILICON LABORATORIES, INC.,
Petitioner,

v.

CRESTA TECHNOLOGY CORPORATION,
Patent Owner.

Cases¹
IPR2015-00615 (Patent 7,075,585 B2)
IPR2015-00626 (Patent 7,265,792 B2)

Before PHILLIP J. KAUFFMAN, GREGG I. ANDERSON, and
PATRICK M. BOUCHER *Administrative Patent Judges*.

KAUFFMAN, *Administrative Patent Judge*.

SCHEDULING ORDER MODIFICATION

¹ This order applies to both cases. The parties are not authorized to use this style heading in subsequent papers.

IPR2015-00615 (Patent 7,075,585 B2)

IPR2015-00626 (Patent 7,265,792 B2)

The parties have requested oral argument, and the hearing will commence at 1:00 PM MST on Tuesday, April 12, 2016, in the Rocky Mountain Regional Office. *See* Papers 26, 30, and 33.² The parties should report to the 14th floor of the Byron G. Rogers Federal Building, 1961 Stout Street, Denver, Colorado. To facilitate planning, each party is asked to send an email message to Trials@uspto.gov five days prior to the hearing, indicating the number planning to attend the hearing for its side (attorneys and others).

The Board will provide a court reporter for the hearing and the reporter's transcript will constitute the official record of the hearing. The hearing will be open to the public for in-person attendance that will be accommodated on a first-come, first-served basis.

Each side will have sixty (60) minutes of total argument time for both cases. Each party may allocate its time among the cases as it wishes.

Petitioner bears the ultimate burden of proof that Patent Owner's claims at issue in this review are unpatentable. Therefore, Petitioner will open the hearing by presenting its arguments regarding the challenged claims for which the Board instituted trial in all three cases. Patent Owner then will respond to Petitioner's arguments. Petitioner may reserve time to respond to arguments presented by Patent Owner. Patent Owner may not reserve time. Counsel should be aware that all representations by counsel at the hearing may be attributed to any of the two proceedings.

After argument on the merits, each side will have ten (10) minutes to argue Patent Owner's Motion to Exclude Evidence in each case. Because

² These references are to IPR2015-00626, similar papers were filed in IPR2015-00615.

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Patent Owner bears the burden of proof on these Motions, Patent Owner may reserve a portion of time to respond to Petitioner's arguments.

Petitioner may not reserve time.

The parties are reminded that the demonstrative exhibits must be served and filed in accordance with 37 C.F.R. § 42.70(b).

The Board asks that the parties attempt to resolve objections to the demonstratives, and if any objections cannot be resolved, the parties must file those objections with the Board no later than April 7, 2016. Any objection to demonstrative exhibits that is not timely presented will be considered waived. The objections should identify with particularity which demonstratives are subject to objection, and include a short (one sentence or less) statement of the reason for each objection. No argument or further explanation is permitted. The Board will consider the objections and schedule a conference if deemed necessary. Otherwise, the Board will reserve ruling on the objections until after the oral argument. The parties are directed to *St. Jude Medical, Cardiology Division, Inc. v. The Board of Regents of the University of Michigan*, IPR2013-00041 (PTAB January 27, 2014) (Paper 65), for guidance regarding the appropriate content of demonstrative exhibits.

The Board expects lead counsel for each party to be present in person at the oral hearing. However, any counsel of record may present the party's argument. If either party expects that its lead counsel will not be attending the oral argument, the parties should initiate a joint telephone conference with the Board no later than two business days prior to the oral hearing to discuss the matter.

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Any special requests for audio visual equipment should be directed to Trials@uspto.gov. Requests for special equipment will not be honored unless presented in a separate communication not less than five days before the hearing directed to the above email address.

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