

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

T-Mobile US, Inc., T-Mobile USA, Inc., TeleCommunication Systems, Inc.,
Ericsson Inc., and Telefonaktiebolaget LM Ericsson,
Petitioners,

v.

TracBeam, LLC,
Patent Owner.

IPR2015-01713
Patent 8,032,153

MAIL STOP PATENT BOARD
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

Submitted Electronically via the Patent Review Processing System

**PETITIONERS' AND PATENT OWNER'S STIPULATED REQUEST TO
AMEND THE SCHEDULE**

I. INTRODUCTION

Petitioners and Patent Owner submit this stipulated request to amend the schedule in this IPR proceeding as set forth in Section II below.

The parties and the Board held a conference call on April 6, 2016 to discuss proposed amendments to the schedules in various related IPR proceedings, in view of Petitioners' pending request for joinder of certain supplemental IPR proceedings with the related instituted IPR proceedings. The status of these various IPR proceedings is identified in the following chart:

IPR Proceeding	Patent	Status
IPR2015-01681	'231 Patent	instituted
IPR2015-01687	'231 Patent	instituted
IPR2015-01708	'484 Patent	instituted
IPR2015-01711	'484 Patent	instituted
IPR2015-01712	'327 Patent	instituted
IPR2015-01713	'153 Patent	instituted
IPR2016-00728	'484 Patent	institution decision pending; requested joinder with IPR2015-01708
IPR2016-00729	'327 Patent	institution decision pending; requested joinder with IPR2015-01712
IPR2016-00745	'231 Patent	institution decision pending; requested joinder with IPR2015-01687

The Board authorized the parties to submit stipulated amended schedules in each of the instituted IPR proceedings, for the purpose of extending the existing deadlines while the Board considers the supplemental IPR petitions and associated requests for joinder. *See* IPR2016-00728, Paper 6 (April 7, 2016). In addition, pursuant to the parties' agreement, the Board entered orders setting an April 25, 2016 deadline for the Patent Owner's Preliminary Responses in the supplemental IPR proceedings. Finally, on April 7, 2016, Patent Owner filed its oppositions to Petitioners' motions for joinder in the supplemental IPR proceedings. Petitioners will be filing their reply briefs on or before the one-month deadline under 37 § C.F.R. 42.25(a)(2).

Once the Board issues decisions on institution and joinder of the supplemental IPR proceedings, the parties agree to meet and confer regarding any further adjustments to the schedule that may be appropriate, depending on the timing and outcome of the Board's decisions and any other relevant circumstances. For example, if the Board rules on institution and joinder of the supplemental IPR proceedings in advance of the July 25, 2016 institution deadline,¹ the parties may adjust the schedule to provide additional time between certain due dates. As

¹ The July 25, 2016 institution deadline for the supplemental IPR proceedings is calculated from the parties' agreed April 25, 2016 deadline for the Patent Owner's preliminary response.

another example, Petitioners may require adjustments to the deadlines associated with motions for observation regarding cross-examination.²

II. AMENDED SCHEDULE

Petitioners and Patent Owner request that the Board amend the schedule in this IPR proceeding as follows:

DUE DATES	CURRENT SCHEDULE	AMENDED SCHEDULE
DUE DATE 1 Patent Owner Response Patent Owner's Motion to Amend	May 9, 2016	August 19, 2016
DUE DATE 2 Petitioners' Reply Petitioners' Opposition to Motion to Amend	August 8, 2016	September 16, 2016
DUE DATE 3 Patent Owner's Reply to Petitioners' Opposition to Motion to Amend	September 8, 2016	October 17, 2016

² For example, as noted by the Board, if Patent Owner moves to amend the claims *and* submits an expert declaration with its reply brief for the motion to amend, Petitioners would need additional time to file any motion for observation regarding cross-examination of Patent Owner's expert. The parties will confer on that if those circumstances arise.

DUE DATE 4 Motion for Observation Regarding Cross-Examination of Reply Witness Motion to Exclude Evidence Request for Oral Argument	September 29, 2016	October 17, 2016
DUE DATE 5 Response to Observation Opposition to Motion to Exclude	October 13, 2016	October 24, 2016
DUE DATE 6 Reply to Opposition to Motion to Exclude	October 20, 2016	October 31, 2016
DUE DATE 7 Oral Argument	November 8–9, 2016	NO CHANGE

DATED: April 18, 2016

Respectfully submitted,

/Brian W. Oaks/
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CERTIFICATE OF SERVICE

In accordance with 37 C.F.R. § 42.6(e), the undersigned certifies that on April 18, 2016, a complete and entire copy of **PETITIONERS' AND PATENT OWNER'S STIPULATED REQUEST TO AMEND THE SCHEDULE** was served via email to Patent Owner's counsel of record in this proceeding:

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April 18, 2016

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