

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NANYA TECHNOLOGY CORP.

Petitioner,

v.

NORTH STAR INNOVATIONS INC.

Patent Owner.

Case IPR2016-00965

Patent 6,372,638

Title: METHOD FOR FORMING A CONDUCTIVE PLUG BETWEEN LAYERS
OF AN INTEGRATED CIRCUIT

**JOINT MOTION TO AMEND DUE DATES 1 - 5 OF THE
SCHEDULING ORDER**

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
U.S. Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Patent Owner North Star Innovations Inc. ("NSI" or "Patent Owner") and
Petitioner Nanya Technology Corp. ("Nanya" or "Petitioner") jointly, and
respectfully, submit and request as follows.

I. The parties have reached a settlement and are striving in good faith to
take the actions required by such settlement, whereupon they shall request the
Board to terminate this case. Furthermore, the U.S. District Courts for the Central
District of California and Delaware, where the parties have cases pending
regarding the '638 and other patents, have been made aware of such status, to
which the parties shall request dismissals with prejudice.

II. To the extent this proceeding is not terminated notwithstanding the
parties' forthcoming request to dismiss this case, the parties jointly propose the
following schedule -

Due Date and Description	PTAB Dates	Proposed Dates
<u>Initial Conference Call</u>	Optional	Optional
<u>Due Date 1</u> Patent Owner's response to the Petition Patent Owner's motion to amend the patent	January 30, 2017	February 28, 2017
<u>Due Date 2</u> Petitioner's reply to Patent Owner's response to the Petition Petitioner's opposition to motion to amend	April 19, 2017	May 10, 2017

<u>Due Date 3</u> Patent Owner's reply to Petitioner's opposition to motion to amend	May 19, 2017	May 19, 2017
<u>Due Date 4</u> Motion for observation regarding cross-examination of reply witness Motion to exclude evidence Request for oral argument	June 9, 2017	June 9, 2017
<u>Due Date 5</u> Response to observation Opposition to motion to exclude	June 23, 2017	June 23, 2017
<u>Due Date 6</u> Reply to opposition to motion to exclude	June 30, 2017	June 30, 2017
<u>Due Date 7</u> Oral argument (if requested)	July 20, 2017	July 20, 2017

III. The proposed dates hereinabove have been carefully and jointly crafted by both parties to comply with the Board's mandate to account for the complexity of the proceeding while yet ensuring that the trial is completed within a year from institution. Fed. Reg. 48,765, Sec. D.4. These jointly stipulated proposed due dates do not impact either of Due Dates 6 and 7. *See, e.g.*, Scheduling Order, Sec. A. Furthermore, these proposed dates are not impactful of either party's ability to timely object to evidence under 37 C.F.R. § 42.64(b)(1), supplement evidence under 37 C.F.R. § 42.64(b)(2), conduct their respective cross-examinations under 37 C.F.R. § 42.53(d)(2), draft papers pursuant to such

evidence, conduct cross-examination testimony, or otherwise conduct their case in a reasonable and prudent manner. *Id.*

IV. If the Board has any questions or concerns for the parties, or believes for any reason that such changes in proposed dates are not feasible despite the joint stipulation of the parties and the final stages of settlement proceedings, the parties respectfully request an opportunity to be notified of and address such concerns during the aforementioned conference call.

Respectfully submitted,
IP LAW LEADERS PLLC

/Cameron H. Tousi/
Cameron H. Tousi, Esq.
Registration No. 43,197
Lead Counsel for Patent Owner

Date: January 24, 2017

7529 Standish Place, Ste. 103
Rockville, MD 20855
(202) 248-5410

CERTIFICATION OF SERVICE

The undersigned hereby certifies that the foregoing JOINT MOTION TO AMEND DUE DATES 1 - 5 OF THE SCHEDULING ORDER was served electronically via e-mail on January 24, 2017, on the following Petitioner's counsel of record:

Steven S. Baik (Reg. No. 42,281) (Lead Counsel)
sbaik@sidley.com
SIDLEY AUSTIN LLP

Respectfully submitted,
IP LAW LEADERS PLLC

/Cameron H. Tousi/
Cameron H. Tousi, Esq.
Registration No. 43,197
Lead Counsel for Patent Owner

Date: January 24, 2017

7529 Standish Place, Ste. 103
Rockville, MD 20855
(202) 248-5410