

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TWITTER, INC.,
Petitioner,

v.

YOUTOO TECHNOLOGIES, LLC,
Patent Owner.

IPR2017-00829 (Patent 9,083,997 B2)
IPR2017-00830 (Patent 9,083,997 B2)
IPR2017-01131 (Patent 8,464,304 B2)
IPR2017-01133 (Patent 8,601,506 B2)¹

Before SALLY C. MEDLEY, CHARLES J. BOUDREAU, and
JESSICA C. KAISER, *Administrative Patent Judges*.

KAISER, *Administrative Patent Judge*.

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

¹ This Order will be entered in each case. The parties are not authorized to use this caption style.

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A conference call in these cases took place on January 31, 2018. The parties were represented by their respective counsel. In addition, the bankruptcy trustee for Patent Owner was present on the call. The purpose of the call was to discuss the status of Patent Owner's bankruptcy and whether any party planned to address with the bankruptcy court the issue of whether the automatic stay under 11 U.S.C. § 362 applies to the above-referenced proceedings.

Prior to the call, the Board requested the parties meet and confer with each other and with the trustee as to whether they would stipulate in the bankruptcy court that the automatic stay does not apply to these proceedings or that the bankruptcy court should grant relief from such a stay. During the call, Patent Owner and the trustee reported that they were not amenable to such a stipulation. The trustee also represented that he agrees with Patent Owner's position in the motion to stay (Paper 21)² (i.e., that the automatic stay applies to these proceedings). Petitioner informed the Board that it intends to file a motion in the bankruptcy court seeking a determination that the automatic stay does not apply to these proceedings or seeking relief from such a stay.

Accordingly, it is

ORDERED that Patent Owner shall file a reply in support of its Motion to Stay on the current schedule (no later than February 5, 2018);

FURTHER ORDERED that Patent Owner shall provide the Board with a status report on the bankruptcy proceedings by email on or before

² We refer to the paper numbers in IPR2017-00829.

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February 19, 2018, and every thirty (30) days thereafter until ordered otherwise in these proceedings; and

FURTHER ORDERED that Petitioner shall file as exhibits in these proceedings any filings in the bankruptcy court made by either or both of the parties, the trustee, or any third party and any opinions or orders of the bankruptcy court related to whether the automatic stay applies to these proceedings or whether relief should be granted from such a stay. Petitioner shall make such filings in these proceedings no more than five (5) business days after the item is filed or entered in the bankruptcy court.

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