

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HUNTING TITAN, INC.,
Petitioner,

v.

DYNAENERGETICS GMBH & CO. KG,
Patent Owner.

IPR2018-00600
Patent 9,581,422 B2

Before ANDREI IANCU, *Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office*, ANDREW HIRSHFELD, *Commissioner for Patents*, and SCOTT R. BOALICK, *Chief Administrative Patent Judge*.

BOALICK, *Chief Administrative Patent Judge*.

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

I. INTRODUCTION

The United States Court of Appeals for the Federal Circuit recently issued an opinion in *Nike, Inc. v. Adidas AG*, No. 2019-1262, 2020 WL 1802796 (Fed. Cir. Apr. 9, 2020). We determine that the holding in *Nike* is relevant to this proceeding and, therefore, request the parties to submit briefing on the impact of the *Nike* decision on this proceeding. Accordingly, we authorize each party to submit a supplemental brief no longer than five (5) pages, limited to discussing the impact of the *Nike* decision on this proceeding, due April 20, 2020. The parties are not authorized to submit new evidence.

II. ORDER

Accordingly, it is

ORDERED that Petitioner and Patent Owner are each authorized to file a supplemental brief, of no more than five (5) pages and limited to addressing the impact of the *Nike* decision on this proceeding, due April 20, 2020.

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