

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CISCO SYSTEMS, INC.

Petitioner,

v.

CENTRIPETAL NETWORKS, INC.,

Patent Owner.

Case No.: IPR2018-01512

U.S. Patent No. 9,565,213

UNOPPOSED MOTION TO EXPUNGE

I. RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.22(a)(1) and for the reasons set forth below, Petitioner Cisco Systems, Inc. (“Petitioner”) respectfully requests that the Board expunge Paper 17, which was filed in error, and allow Petitioner to file the correct version of Petitioner’s Reply To Patent Owner’s Response.

II. STATEMENT OF MATERIAL FACTS

1. Petitioner filed Paper 17 on October 8, 2019, and it was intended to be Petitioner’s Reply To Patent Owner’s Response. However, Petitioner inadvertently filed the wrong document. Paper 17 is instead a copy of Petitioner’s Objections To Evidence Under 37 C.F.R. § 42.64.

2. Petitioner subsequently noticed that the wrong document had been filed. Petitioner notified Patent Owner of the error on October 8, 2019.

3. Further, Petitioner provided Patent Owner with a courtesy copy of the correct document comprising Petitioner’s Reply To Patent Owner’s Response on October 9, 2019. This allowed Patent Owner time to properly begin working on its sur-reply to Petitioner’s reply.

4. On October 11, 2019, Petitioner emailed the Board, requesting authorization to file this motion to expunge Paper 17 and file the correct version of Petitioner’s Reply To Patent Owner’s Response. Patent Owner does not oppose Petitioner’s request.

5. On October 15, 2019, the Board authorized such a filing.

III. STATEMENT OF THE REASONS FOR RELIEF REQUESTED

Petitioner files the present Motion in accordance with the Board's email authorization dated October 15, 2019. The expunged Paper 17 corrects the error in filing Petitioner's Reply To Patent Owner's Response. For the foregoing reason, Petitioner respectfully requests that the Board expunge Paper 17 and allow Petitioner to file the correct document.

Respectfully submitted,

Date: October 16, 2019

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CERTIFICATE OF SERVICE

The undersigned certifies, in accordance with 37 C.F.R. 42.6(e), that service was made on the Patent Owner as detailed below.

<i>Date of service</i>	October 16, 2019
<i>Manner of service</i>	Electronic Mail (jhannah@kramerlevin.com ; jprice@kramerlevin.com ; mhlee@kramerlevin.com ; bwright@bannerwitcoff.com)
<i>Documents served</i>	UNOPPOSED MOTION TO EXPUNGE
<i>Served upon</i>	James Hannah Jeffrey H. Price Michael Lee Bradley C. Wright (Counsel for Patent Owner)

/s/ Jeffrey D. Blake
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