

**From:** [Tim Williams](#)  
**To:** [Trials](#)  
**Cc:** [Andriy Lytvyn](#); [Anton Hopen](#); [Nicholas Pfeifer](#); [IPR](#); [Scott Cole](#); [Kirk, Trent](#)  
**Subject:** RE: IPR2020-00048, IPR2020-00066; IPR2020--00069; IPR2020-00032  
**Date:** Tuesday, June 23, 2020 6:45:53 AM

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Dear Board,

The parties have conferred and are agreeable to the Board's counter-proposal for scheduling. Thank you.

**Tim F. Williams**  
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**From:** Trials <Trials@USPTO.GOV>  
**Sent:** Monday, June 22, 2020 11:57 AM  
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**Cc:** Andriy Lytvyn <Andriy.Lytvyn@smithhopen.com>; Anton Hopen <anton.hopen@smithhopen.com>; Nicholas Pfeifer <nicholas.pfeifer@smithhopen.com>; IPR <ipr@smithhopen.com>; Scott Cole <scole@dority-manning.com>; Kirk, Trent <TrentKirk@invue.com>  
**Subject:** RE: IPR2020-00048, IPR2020-00066; IPR2020--00069; IPR2020-00032

Counsel:

The parties' request to reschedule the oral hearing in IPR2020-00032 to January 15, 2021 cannot be accommodated. The parties are requested to respond to confirm availability for rescheduling the oral hearing in IPR2020-00032 from January 8, 2021 to Thursday, January 14, 2021. The parties should jointly respond on or before Friday June, 26, 2020. If the parties agree to reschedule the oral hearing for IPR2020-00032 to Thursday, January 14, 2021, the parties' request to reschedule the oral hearing for IPR2020-00069 to Friday, January 8, 2021 also will be accommodated.

Regards,

Andrew Kellogg,  
Supervisory Paralegal  
Patent Trial and Appeal Board  
USPTO  
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**From:** Tim Williams <[timw@dority-manning.com](mailto:timw@dority-manning.com)>  
**Sent:** Friday, June 19, 2020 9:59 AM  
**To:** Trials <[Trials@USPTO.GOV](mailto:Trials@USPTO.GOV)>

**EX. 3001**  
**IPR2020-00032**  
**IPR2020-00069**

**Cc:** Andriy Lytvyn <[Andriy.Lytvyn@smithhopen.com](mailto:Andriy.Lytvyn@smithhopen.com)>; Anton Hopen <[anton.hopen@smithhopen.com](mailto:anton.hopen@smithhopen.com)>; Nicholas Pfeifer <[nicholas.pfeifer@smithhopen.com](mailto:nicholas.pfeifer@smithhopen.com)>; IPR <[ipr@smithhopen.com](mailto:ipr@smithhopen.com)>; Scott Cole <[scole@dority-manning.com](mailto:scole@dority-manning.com)>; Kirk, Trent <[TrentKirk@invue.com](mailto:TrentKirk@invue.com)>

**Subject:** IPR2020-00048, IPR2020-00066; IPR2020--00069; IPR2020-00032

Dear Board,

Petitioner and Patent Owner have conferred and jointly request the following scheduling changes for oral hearings in the above referenced IPRs: (1) oral hearing in IPR2020-00069 be rescheduled from January 6, 2020 to January 8, 2020 and (2) oral hearing in IPR2020-00032 be rescheduled from January 8, 2020 to January 15, 2020.

Reasons for requested changes:

(1) IPR2020-00069 involves US Pat. No. 10,043,358 (the '358 Patent), IPR2020-00048 involves US Pat. No. 9,747,765 (the '765 Patent), and IPR2020-00066 involves US Pat. No. 9,805,564 (the '564 Patent). The '358, '765, and '564 Patents belong to the same patent family, and there is a significant overlap in the subject matter of the challenged claims. Thus, in the interest of efficiency, Petitioner and Patent Owner request to hold these hearings on the same day. Because the oral hearing for IPR2020-00048 and IPR2020-00066 is scheduled for January 8, 2020, the parties request to reschedule the oral hearing in IPR2020-00069 from January 6, 2020 to January 8, 2020. Alternatively, the parties request that the oral hearing in IPR2020-00048 and IPR2020-00066 be rescheduled for January 6, 2020.

(2) Currently, the oral hearing in IPR2020-00032 is scheduled for January 8, 2020, which is the same date for which the oral hearing in IPR2020-00048 and IPR2020-00066 is also scheduled. IPR2020-00032 involves US Pat. No. 9,972,178 (the '178 Patent). The '178 Patent does not belong to the same patent family as the '358, '765, and '564. Thus, parties believe that separating these hearings by seven days would provide counsel with additional time to switch gears and better prepare for the oral hearing for IPR2020-00032. For this reason, the parties respectfully request that the oral hearing in IPR2020-00032 be rescheduled from January 8, 2020 to January 15, 2020.

Thanks,

**Tim F. Williams**

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