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**From:** Trials <Trials@USPTO.GOV>  
**Sent:** Monday, January 25, 2021 11:23 AM  
**To:** Doody, Patrick A.; Trials  
**Cc:** Collins, Bryan P.; Fildes, Henry; Lund, John; Atkins, William P.; James W. Beard; alagatta@merchantgould.com; otterproducts\_ipr@merchantgould.com  
**Subject:** RE: Inter Partes Review of U.S. Patent No. 8,564,950, Case IPR2020-01543

**\* EXTERNAL EMAIL \***

Counsel: The panel has determined that additional briefing, limited to Patent Owner's argument on pages 33 and 39–41 of the Preliminary Response (Paper 10), regarding the meaning of the word "corresponds" in claim 17, may be helpful to the Board in reaching a fair decision on institution. Accordingly, Petitioner is authorized to file a 5-page reply brief, strictly limited to that issue, on or before January 29, 2021. Patent Owner may file a 5-page sur-reply brief, strictly limited to responding to issues raised in any reply brief filed, on or before February 5, 2021. Petitioner shall file a copy of this email as an exhibit in support of any reply brief. No other new evidence may accompany either brief. No teleconference is required at this time.

Regards,

Andrew Kellogg,  
Supervisory Paralegal  
Patent Trial and Appeal Board  
USPTO  
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**From:** Doody, Patrick A. <patrick.doody@pillsburylaw.com>  
**Sent:** Thursday, January 21, 2021 1:57 PM  
**To:** Trials <Trials@USPTO.GOV>  
**Cc:** Collins, Bryan P. <bryan.collins@pillsburylaw.com>; Fildes, Henry <henry.fildes@pillsburylaw.com>; Lund, John <john.lund@pillsburylaw.com>; Atkins, William P. <william.atkins@pillsburylaw.com>; James W. Beard <JBeard@MerchantGould.com>; alagatta@merchantgould.com; otterproducts\_ipr@merchantgould.com  
**Subject:** Inter Partes Review of U.S. Patent No. 8,564,950, Case IPR2020-01543

Dear Board:

Petitioner seeks leave to file a reply to Patent Owner's Preliminary Response in IPR2020-01543. Specifically, Petitioner seeks to address Patent Owner's construction of the term "corresponds" in claim 17 (pg. 33 of POPR), and Patent Owner's attempt to read a limitation into the claims that requires the same portion of the top member to correspond to both the outer perimeter of the electronic device and the perimeter portion of the bottom member, or to exclude a gap between the portions, as discussed, *inter alia*, at pp. 39-41 of the POPR.

Counsel for Patent Owner has informed Petitioner that Patent Owner disagrees with Petitioner's characterization of its arguments, and disagrees that good cause for a reply exists in this situation. Accordingly, Patent Owner intends to oppose the request for a reply.

Counsel for Petitioner and Patent Owner are available at any time on Friday January 22 or Monday January 25, or after 1PM Eastern on any of January 26-28 if the Board wishes to have a call to discuss the proposed reply.

We look forward to hearing from you soon.

With best regards,

**Patrick A. Doody | Partner**

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