

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SAP AMERICA, INC.  
Petitioner,

v.

VERSATA DEVELOPMENT GROUP, INC.  
Patent Owner.

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Case CBM2012-00001 (MPT)  
Patent 6,553,350

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Before SALLY C. MEDLEY, MICHAEL P. TIERNEY, and RAMA G. ELLURU,  
*Administrative Patent Judges.*

TIERNEY, *Administrative Patent Judge.*

ORDER  
Authorizing Additional Briefing  
*37 C.F.R. § 42.5*

Patent owner Versata filed a motion for rehearing (Paper 71) of the Board's Final Written Decision (Paper 70). Versata's motion raises at least two issues that SAP has not yet had an opportunity to brief. Specifically, SAP has not yet had an opportunity to brief how the following two Federal Circuit's decisions affect this proceeding: *Ultramercial, Inc. v. Hulu, LLC*, 107 USPQ2d 1193 (Fed. Cir. 2013) and *Versata Software Inc. v. SAP America Inc.*, 106 USPQ2d 1649 (Fed. Cir. 2013).

The Board authorizes SAP to file an opposition to Versata's motion for rehearing. The opposition is limited to addressing the impact, if any, the two recent Federal Circuit decisions have on the Board's Final Written Decision. SAP's opposition is due no later than **July 18, 2013**.

Case CBM2012-00001  
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