

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAP AMERICA, INC.

Petitioner

v.

PI-NET INTERNATIONAL, INC.

Patent Owner

Case IPR2013-00194

Patent 8,108,492

Case IPR2013-00195

Patent 5,987,500

Case CBM2013-00013

Patent 8,037,158¹

Before KARL D. EASTHOM, WILLIAM V. SAINDON and
BRIAN J. McNAMARA, *Administrative Patent Judges.*

McNAMARA, *Administrative Patent Judge.*

ORDER GRANTING JOINT MOTION TO WITHDRAW REQUEST FOR
ORAL HEARING AND CANCELING TRIAL HEARING

Conduct of the Proceeding

37C.F.R. § 42.5

¹ This Order addresses issues that are identical in related cases. Therefore, we exercise our discretion to issue one order to be filed in each case. The parties, however, are not authorized to use this style heading in any subsequent papers.

Case IPR2013-00194; IPR2013-00195; CBM2013-00013
Patent 8,108,492; 5,987,500; 8,037,158

Both Petitioner and Patent Owner requested an oral hearing in each of related proceedings IPR2013-00194, IPR2013-00195, and CBM2013-00013 (the “subject proceedings”). On May 23, 2014, we issued an order in each of these proceedings setting a consolidated trial hearing (Trial Hearing Order).

The Trial Hearing Order discussed the potential effect of a recent decision in *Pi-Net International, Inc. v. JPMorgan Chase & Co.*, Case No. 1:12-cv-00282 (D. Del.). The district court issued a claim construction order and opinion concluding that certain claim terms are indefinite and an order and opinion granting defendant’s motion for summary judgment on the basis that all of the patents involved in this proceeding, i.e., U.S. Patent No. 8,108,492, U.S. Patent No. 5,987,500 and U.S. Patent No. 8,037,185 (“the subject patents”), are invalid. Patent Owner has filed Notice of Appeal of the district court decision. In view of the appeal of the district court decision and the differences between the district court proceeding and the subject proceedings, we also advised the parties that we would hear argument on all issues.

After obtaining authorization, on June 2, 2014, the parties filed a Joint Motion of Petitioner and Patent Owner to Withdraw Requests for Oral Argument (Joint Request) in each proceeding. The parties request that we decide these proceedings based on the papers filed by the parties. The parties also note that no inference should be drawn from their joint request to forego oral argument.

In view of the Joint Request, we will decide each of the subject proceedings based on the papers and will cancel the oral hearing.

Case IPR2013-00194; IPR2013-00195; CBM2013-00013
Patent 8,108,492; 5,987,500; 8,037,158

In consideration of the above it is:

ORDERED that the Joint Motion of Petitioner and Patent Owner to
Withdraw Requests for Oral Argument is GRANTED;

FURTHER ORDERED that the Trial Hearing set for 1:00 PM on June 16,
2014 is CANCELLED.

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