

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE INC.,
Petitioner,

v.

BETTER FOOD CHOICES LLC,
Patent Owner.

Case CBM2015-00071
Patent 5,841,115

Before MICHAEL P. TIERNEY, GLENN J. PERRY, and MINN CHUNG,
Administrative Patent Judges.

CHUNG, *Administrative Patent Judge.*

Conduct of the Proceeding
37 C.F.R. § 42.5

On April 8, 2016, a telephone conference was held among respective counsel for the parties and the panel. As the result of the telephone conference and upon our authorization, parties jointly move and stipulate as follows (*see* Paper 19):

1. Patent Owner's Exhibits 2009–2016 are to be stricken from the record but may be filed as Supplemental Exhibits if parties agree;
2. DUE DATE 4 for filing a motion to exclude evidence and a motion for observation on the cross-examination testimony of a reply witness should be extended to April 18, 2016; and
3. The deadline for filing requests for oral argument should be extended to April 18, 2016.¹

Finding good cause, we grant the parties' Motion.

Accordingly, it is hereby:

ORDERED that Patent Owner's Exhibits 2009–2016 are expunged from the record without prejudice;

FURTHER ORDERED that DUE DATE 4 and the due date for filing requests for oral argument are extended to April 18, 2016.

¹ The deadline for filing requests for oral argument cannot be extended by parties' stipulation. Scheduling Order (Paper 11), 4.

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Patent 5,841,115

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