

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GARMIN INTERNATIONAL, INC. ET AL.
Petitioner

v.

Patent of CUOZZO SPEED TECHNOLOGIES, LLC
Patent Owner

Case IPR2012-00001
Patent 6,778,074

Before JAMESON LEE, MICHAEL P. TIERNEY, and JOSIAH C. COCKS,
Administrative Patent Judges.

LEE, *Administrative Patent Judge.*

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

On January 23, 2013, a conference call was conducted between the patent judge and respective counsel for the parties, to discuss any issues the parties may have about the Scheduling Order dated January 9, 2013, and any question the parties may have on trial procedure. All three members of this panel were in attendance at the conference call.

1 Counsel for the Patent Owner was informed that the Federal Rules of Civil
2 procedure does not generally apply to this proceeding and that any proposed
3 amendment or substitution of claims must explain how it obviates the grounds of
4 unpatentability underlying the institution of this inter partes review and where
5 corresponding written description support in the specification can be found. It was
6 also indicated to the Patent Owner that such explanation should be contained in the
7 motion to amend claims which is separate from the Patent Owner's Response. In
8 addition, the Patent Owner was informed that the motion to amend claims should
9 not make any change to claims which are not involved in this proceeding.

10 The Patent Owner requested to file a motion for joinder of Chrysler
11 Corporation and JVC Inc. which are allegedly "privies" to the Petitioner. The
12 request was denied because the Patent Owner could not represent that either is
13 currently a petitioner in a pending Inter Partes Review involving Patent 6,778,074.

14 Counsel for both parties indicated that neither has a problem with meeting
15 the dates set forth in the Scheduling Order dated January 9, 2013.

Case IPR2012-00001
Patent 6,778,074

1 For PETITIONER

2 Jennifer C. Bailey

3 Hovey Williams, LLP

4 jcb@hoveywilliams.com

5

6 For PATENT OWNER

7

8 John R. Kasha

9 Kasha Law LLC

10 john.kasha@kashalaw.com

11

12 Cabrach J. Connor

13 Reed & Scardino LLP

14 cconnor@reedscardino.com

15