

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DYNAMIC DRINKWARE LLC
Petitioner

v.

NATIONAL GRAPHICS, INC.
Patent Owner

Case IPR2013-00131
Patent 6,635,196

THOMAS L. GIANNETTI, *Administrative Patent Judge.*

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

Patent Owner requested a conference by email dated April 30, 2014, to discuss two issues. This Order is entered to address those issues and eliminate the need for a conference.

1. Motion for Observations on Cross-Examination of David Roberts

Patent Owner's request for leave to file such a motion is granted. The deadline for filing the motion is June 13, 2014. Petitioner will have until June 27, 2014 to respond. Patent Owner and Petitioner will strictly comply with the instructions set forth in Section C of the Scheduling Order regarding such motions and responses.

2. Petitioner's Reply to Patent Owner's Response (Paper 29) and Petitioner's Opposition to Patent Owner's Motion to Amend (Paper 30).

Patent Owner contends that these recently filed papers are not in compliance with Rule 42.6 (37 C.F.R. § 42.6). We agree. Among the deficiencies is use of a 12-point proportional font instead of the 14-point font required by the rule. Furthermore, the footnotes use a font much smaller than 14-point. Also, the block quotes are single-spaced, whereas the rule calls for a 1.5 line spacing.

It is, therefore,

ORDERED that Papers 29 and 30 will be expunged for failure to comply with Rule 42.6

FURTHER ORDERED that Petitioner will have five days from entry of this Order to file substitute papers that comply fully with Rule 42.6.

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