

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE  
Petitioner,

v.

VIRNETX INC.  
Patent Owner.

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Case IPR2014-00485 (Patent 8,051,181)  
Case IPR2014-00486 (Patent 8,051,181)<sup>1</sup>

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Before TONI R. SCHEINER, MICHAEL P. TIERNEY, and  
KARL D. EASTHOM, *Administrative Patent Judges*.

TIERNEY, *Administrative Patent Judge*.

ORDER  
37 C.F.R. § 42.5

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<sup>1</sup> This decision addresses an issue that is identical in each case. We, therefore, exercise our discretion to issue one Order to be filed in each case. Unless otherwise authorized, the parties, however, are not authorized to use this style heading for any subsequent papers.

Apple filed IPR2014-00485 and IPR2014-00486 along with motions seeking to join petitions filed by Microsoft against U.S. Patent No. 7,987,274. Paper 3. VirnetX filed an opposition to Apple's motions for joinder. Paper 6. Apple requested a conference call seeking to strike VirnetX's oppositions as unauthorized.

A conference call with the parties was conducted on May 5, 2014. A court reporter was present on the call.<sup>2</sup> During the call the Board declined to strike VirnetX's oppositions but authorized Apple to file reply briefs. Apple's reply briefs are due no later than **May 14, 2014**.

Apple and VirnetX are involved in a significant number of *inter partes* reviews. During the call, the Board inquired if either party had materials that would aid the Board's understanding of the relationship between the various reviews and the patents and claims challenged. Apple indicated that they had previously prepared materials of this nature in another set of cases, and would work with VirnetX to file a joint submission outlining these proceedings and how they relate to one another.

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<sup>2</sup> This Order summarizes statements made during the conference call. A more complete record may be found in the transcript, which is to be filed by VirnetX.

Case IPR2014-00485 (Patent 8,051,181); Case IPR2014-00486 (Patent 8,051,181)

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