

Gene Tabachnick

From: Tammy J. Terry <terry@oshaliang.com>
Sent: Wednesday, January 28, 2015 2:39 PM
To: trials@uspto.gov
Cc: James E. Hopenfeld; Deborah A. Skolaski; Gene Tabachnick; James Dilmore
Subject: IPR2014-00730 and IPR2014-00732: Request for Conference Call

Dear Board-

Petitioner requests a conference call with the Board to seek Board authorization to file corrected exhibits in the above-referenced IPRs due to the following clerical errors that recently came to Petitioner's attention:

1. Exhibit 1010 in IPR2014-00730 was filed with "Appendix B" inadvertently missing from the pdf that was filed in PRPS. This was a clerical error that occurred in the assembly of the pdf in the process of preparing for filing.
2. Exhibit 1011 in IPR2014-00732 was filed with the wrong signature page attached and with "Appendix B" inadvertently missing from the pdf that was filed in PRPS. These were clerical errors that occurred in the assembly of the pdf in the process of preparing for filing.

These errors were brought to Petitioner's attention after Patent Owner sent Petitioner a letter dated January 22, 2015 regarding the signature page in Exhibit 1011 in IPR2014-00732. In investigating why Ex. 1011 in IPR2014-00732 had the same signature page as Ex. 1010 in IPR2014-00730, Petitioner learned that a clerical error in the assembly of the exhibit resulted in the wrong scanned signature page being included in the exhibit. In the process of addressing this issue, it also came to Petitioner's attention that "Appendix B" was missing in both above-referenced exhibits, Ex. 1010 in IPR2014-00730 and Ex. 1011 in IPR2014-00732. Petitioner also learned that page numbers were missing from Attachments A and B in both exhibits. Petitioner has addressed all of these issues in Corrected Exhibits 1010 and 1011, copies of which have been served on Patent Owner.

These corrections will not prejudice Patent Owner and will serve the interests of justice by correcting mistakes in the record that have resulted due to inadvertent clerical errors.

Petitioner's counsel has conferred with Patent Owner's counsel, Mr. Tabachnick, who is opposed to this request on the basis that he must see the original signature page first. Petitioner has explained what happened and that the signature pages were scanned and emailed to us; however, that explanation has not satisfied Patent Owner.

Therefore, Petitioner requests a conference call with the Board to address this issue. Petitioner's counsel is available for such a call tomorrow or Friday.

Best regards,

Tammy Terry
Back-up Counsel for Petitioner

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Drone Technologies, Inc. – Exhibit 2014