

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MAKO SURGICAL CORP.,  
Petitioner,

v.

BLUE BELT TECHNOLOGIES, INC.,  
Patent Owner.

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Case IPR2015-00630  
Patent 6,205,411 B1<sup>1</sup>

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Before SALLY C. MEDLEY, KEVIN F. TURNER, and  
WILLIAM M. FINK, *Administrative Patent Judges*.

FINK, *Administrative Patent Judge*.

ORDER

Conduct of the Proceeding  
*37 C.F.R. §§ 42.5, 42.121(a)*

On October 29, 2015, a conference call was held between counsel for Blue Belt Technologies, Inc. (“Blue Belt”), Patent Owner in IPR2015-00630, and Mako Surgical Corporation (“Mako”), Patent Owner in

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<sup>1</sup> This Order is also applicable to IPR2015-00765 (Patent 7,346,417 B2), where BLUE BELT TECHNOLOGIES, INC. is the Petitioner and ALL-OF-INNOVATION GMBH is the Patent Owner.

IPR2015-00630 (Patent No. 6,205,411 B1)

IPR2015-00765,<sup>2</sup> and Judges Medley, Turner, and Fink. The parties requested the call to fulfill the requirement of 37 C.F.R. § 42.121(a) to confer with the Board prior to filing a motion to amend.

During the call, the parties represented that, as Patent Owners in their respective proceedings, they each intend to file a motion to amend, contingent upon corresponding claims in the challenged patents being determined to be unpatentable. The Board requested the parties consider *Toyota Motor Corp. v. American Vehicular Sciences LLC*, Case IPR2013-00422 (PTAB Mar. 7, 2014) (Paper 25) and *MasterImage 3D, Inc. v. RealD Inc.*, Case IPR2015-00040 (PTAB July 15, 2015) (Paper 42) for guidance regarding motions to amend.

In consideration of the foregoing, it is hereby:

ORDERED that Blue Belt and Mako have satisfied the conference requirement of 37 C.F.R. § 42.121(a) for the respective instant proceedings.

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<sup>2</sup> Mako represents that it is the owner of the '417 patent at issue in IPR2015-00765. Along with All-Of-Innovation GmbH, Mako has been identified as a real party in interest. Paper 8 at 2.

IPR2015-00630 (Patent No. 6,205,411 B1)

PETITIONER:

Matthew I. Kreeger  
Walter Wu  
Morrison & Foester LLP  
[mkreeger@mofo.com](mailto:mkreeger@mofo.com)  
[wwu@mofo.com](mailto:wwu@mofo.com)

PATENT OWNER:

Brian Buroker  
Stuart Rosenberg  
Gibson, Dunn & Crutcher LLP  
[bburoker@gibsondunn.com](mailto:bburoker@gibsondunn.com)  
[srosenberg@gibsondunn.com](mailto:srosenberg@gibsondunn.com)

Gregory Stark  
Schwegman Lundberg Woessner P.A.  
[gstark@slwip.com](mailto:gstark@slwip.com)

Patrick McElhinny  
Mark Knedeisen  
K&L Gates LLP  
[patrick.mcelhinny@klgates.com](mailto:patrick.mcelhinny@klgates.com)  
[mark.knedeisen@klgates.com](mailto:mark.knedeisen@klgates.com)