

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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FACEBOOK, INC. and  
INSTAGRAM, LLC,  
Petitioner,

v.

TLI COMMUNICATIONS, LLC,  
Patent Owner.

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Case IPR2015-00778  
Patent 6,038,295

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Before JAMESON LEE, BART A. GERSTENBLITH, and  
JO-ANNE M. KOKOSKI, *Administrative Patent Judges*.

LEE, *Administrative Patent Judge*.

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

On September 18, 2015, an initial telephone conference was held. The participants were Judges Lee, Gerstenblith, and Kokoski, and respective counsel for the parties. Patent Owner raised no issue for discussion, and Petitioner had only one request, i.e., for the Board to reset Due Date 6 from March 14, 2016, to March 28, 2016, and Due Date 7 from March 17, 2016, to April 11, 2016. Patent Owner did not oppose Petitioner's request.

We granted Petitioner's unopposed request, and offered guidance on several topics as summarized below.

I.

We advised the parties not to include in a Motion to Exclude any argument about a Reply, or evidence associated with a Reply, purportedly exceeding the scope of a proper reply. Instead, if such an issue arises, the parties shall initiate a joint conference call with the Board.

II.

We advised the parties to check their Motions for Observations on Cross Examination, if any, to make sure that they do not include arguments. The content of such "motion" should just be identification of the cross-examination testimony, identification of associated evidence or argument that should be considered with the identified cross examination testimony, and a concise statement, in a summary manner, of how the associated evidence relates to the cross examination testimony. Each item identified in this manner should be no more than one short paragraph.

III.

With regard to Motions to Seal, we directed the attention of the parties to Papers 37, 38, and 40 of IPR2014-00736.

IPR2015-00778  
Patent 6,038,295

IV.

We instructed Patent Owner to arrange for a conference call, in connection with any motion to amend claims under 37 C.F.R. § 42.121, no less than ten days prior to the due date of a motion to amend claims.

ORDER

It is

ORDERED that Due Date 6 is reset to March 28, 2015; and

FURTHER ORDERED that Due Date 7 is reset to April 11, 2015.

For PETITIONER:

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