

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROSOFT CORPORATION,
Petitioner,

v.

GLOBAL TECHNOLOGIES, INC.,
Patent Owner.

Case IPR2016-00663 (Patent 7,215,752 B2)
Case IPR2016-00669 (Patent 7,844,041 B2)¹

Before KALYAN K. DESHPANDE, DAVID C. McKONE, and
JOHN A. HUDALLA, *Administrative Patent Judges*.

HUDALLA, *Administrative Patent Judge*.

ORDER
Conduct of the Proceedings
37 C.F.R. §§ 42.5

¹ This Order pertains to both of these cases. Therefore, we exercise our discretion to issue a single Order to be filed in each case. The parties are not authorized to use this style heading for any subsequent papers.

IPR2016-00663 (Patent 7,215,752 B2)

IPR2016-00669 (Patent 7,844,041 B2)

Our Order of March 21, 2017 (Paper 22)² required Petitioner to “serve copies of the documents specified in 35 U.S.C. § 312(a)(5) from these proceedings and [the March 21] Order on Toni Natalie, Thomas Delaney, Steve Danzig, Saul Miodownik, Alan Rubens, and Hamilton, Brook, Smith & Reynolds, P.C.” Paper 22, 17. The Order also required these individuals and entities to “appear in these proceedings within 10 days of service” if “they contend they have an ownership interest in the challenged patents.” *Id.* Petitioner now has completed service on all of these individuals or entities except for Saul Miodownik, who Petitioner indicates is deceased. Papers 23, 26, 30. In particular, Petitioner personally served Toni Natalie, who “also goes by the name Toni Foley,” on April 8, 2017. Paper 30, 1.

On April 17, 2017, Ms. Foley sent an email to trials@uspto.gov indicating that she has “found it challenging to retain counsel to potentially represent [her] that is authorized to practice before the PTAB.” Accordingly, Ms. Foley requested a 60-day extension so that she could “properly determine [her] rights and all remedies in” these proceedings.

We are required “to secure the just, speedy, and inexpensive resolution” of these proceedings (37 C.F.R. § 42.1(b)), and our time for issuing a Final Written Decision is limited. *See* 35 U.S.C. § 316(a)(11); 37 C.F.R. § 42.100(c). For these reasons, we will not agree to Ms. Foley’s request for a 60-day extension in which to make an appearance.

Nevertheless, as an accommodation to Ms. Foley, we will extend the deadline by which she may appear until May 1, 2017. Should Ms. Foley

² Because the citations relevant to this Order are nearly identical in each proceeding, we only will refer to those filed in Case IPR2016-00663 for convenience.

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decide to appear in these proceedings, she shall state the basis of her contention that she has a right to appear, either as patent owner or on behalf of an entity that owns the patents (e.g., the basis of her current authority to represent Global Technologies, Inc.).

For the reasons given, it is:

ORDERED that, should Toni Foley contend that she has an ownership interest in the challenged patents, then she shall appear in these proceedings no later than May 1, 2017, and she shall state the basis of her contention that she has a right to appear; and

FURTHER ORDERED that a copy of this Order shall be sent by email to Ms. Foley's email address.

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PETITIONER:

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OTHER POTENTIALLY INTERESTED PARTY:

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