

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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NIKE INC.,  
Petitioner,

v.

JEZIGN LICENSING, LLC,  
Patent Owner.

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Case IPR2017-00246  
Patent 6,837,590 B2

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Before KRISTEN L. DROESCH, PHILLIP J. KAUFFMAN, and  
GEORGIANNA W. BRADEN, *Administrative Patent Judges*.

DROESCH, *Administrative Patent Judge*.

Conduct of the Proceeding

*37 C.F.R. § 42.5*

Pursuant to our Order of May 2, 1018 (Paper 31, “Post-SAS Order”), the parties conferred and requested a conference call with the panel to discuss additional briefing. A conference call was held on May 9, 2018, between counsel for the parties and Judges Droesch and Braden.

The parties indicated that they were in general agreement that additional briefing was not necessary. Counsel for Patent Owner, however, sought clarification regarding whether, by not seeking additional briefing, Patent Owner risked default judgment as to the claims and grounds modified by the Post-SAS Order. The panel advised the parties that Petitioner bears the burden of persuasion as to unpatentability, and a final written decision addressing all challenged claims and all grounds presented in the Petition will issue based on the record before the panel.

IPR2017-00246  
Patent 6,837,590 B2

PETITIONER:

Edward H. Sikorski  
James M. Heintz  
DLA Piper LLP  
[ed.sikorski@dlapiper.com](mailto:ed.sikorski@dlapiper.com)  
[jim.heintz@dlapiper.com](mailto:jim.heintz@dlapiper.com)

PETITIONER:

Joseph J. Zito  
Richard A. Castellano  
Paul Grandinetti  
DNL ZITO  
[jzito@dnlzito.com](mailto:jzito@dnlzito.com)  
[rcastellano@dnlzito.com](mailto:rcastellano@dnlzito.com)  
[mail@levygrandinetti.com](mailto:mail@levygrandinetti.com)