

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ARCTIC CAT, INC.,  
Petitioner,

v.

POLARIS INDUSTRIES INC.,  
Patent Owner.

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Case IPR2017-00433  
Patent 9,217,501 B2

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Before KARL D. EASTHOM and PHILLIP J. KAUFFMAN,  
MICHAEL W. KIM *Administrative Patent Judges.*

KAUFFMAN, *Administrative Patent Judge.*

Authorizing Patent Owner's Request to File a Motion  
Seeking Live Testimony at Oral Argument  
*37 C.F.R. § 42.5*

On February 26, 2018, at Patent Owner's request, Judges Easthom, Kauffman, and Kim held a call with the parties.

Patent Owner requests authorization to file a five-page motion to permit live testimony of their expert at the oral hearing. Patent Owner indicates that three business days would be sufficient preparation time. Petitioner opposes the request.

Given the short period until oral argument, we authorized the motion and opposition while on the call.

We informed that parties that if either party seeks to close a portion of the hearing, that request must be made no later than March 6, 2018.

#### ORDER

We authorize Patent Owner to file a Motion, not to exceed five pages, seeking authorization for live testimony at oral argument, to be filed no later than March 1, 2018.

We authorize Petitioner to file an opposition to that Motion, not to exceed five pages, to be filed no later than March 6, 2018.

Case IPR2017-00433  
Patent 9,217,501 B2

PETITIONER:

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