

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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GOOGLE LLC, MICROSOFT CORPORATION, and  
MICROSOFT MOBILE INC.,  
Petitioner,

v.

KONINKLIJKE PHILIPS N.V.,  
Patent Owner.

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Case IPR2017-00447<sup>1</sup>  
Patent 7,529,806 B1

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Before KEVIN F. TURNER, ROBERT J. WEINSCHENK, and  
KAMRAN JIVANI, *Administrative Patent Judges*.

WEINSCHENK, *Administrative Patent Judge*.

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

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<sup>1</sup> Microsoft Corporation and Microsoft Mobile Inc. (“Microsoft”) filed a petition in IPR2017-01754, and Microsoft has been joined to the instant proceeding.

On April 24, 2018, the Supreme Court held that a decision to institute under 35 U.S.C. § 314 may not institute on less than all claims challenged in the petition. *SAS Inst., Inc. v. Iancu*, 2018 WL 1914661, at \*10 (U.S. Apr. 24, 2018). In our Decision on Institution, we determined that Petitioner demonstrated a reasonable likelihood that it would establish that at least one of the challenged claims of the '806 patent is unpatentable. Paper 7, 2, 20–21. We modify our Decision on Institution to institute on all of the challenged claims and all of the grounds presented in the Petition.

The parties shall meet and confer to discuss the impact, if any, of this Order. If, after conferring, the parties wish to submit further briefing, the parties must, within one week of the date of this Order, request a conference call with the panel to seek authorization for such briefing.

In consideration of the foregoing, it is hereby:

ORDERED that our Decision on Institution is modified to include review of all challenged claims and all grounds presented in the Petition; and

FURTHER ORDERED that Petitioner and Patent Owner shall meet and confer to determine whether they desire any further briefing, and, if so, shall request a conference call with the panel to seek authorization for such briefing within one week of the date of this Order.

IPR2017-00447  
Patent 7,529,806 B1

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