

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MLB ADVANCED MEDIA, L.P.,  
Petitioner,

v.

FRONT ROW TECHNOLOGIES, LLC,  
Patent Owner.

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Case IPR2017-01127  
Patent 8,583,027 B2

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Before JUSTIN T. ARBES, KERRY BEGLEY, and  
TERRENCE W. McMILLIN, *Administrative Patent Judges*.

ARBES, *Administrative Patent Judge*.

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

A conference call in the above proceeding was held on February 28, 2018, among respective counsel for Petitioner and Patent Owner, and Judges Arbes, Begley, and McMillin. The call was held to discuss Petitioner's request for a four-week extension of DUE DATE 2 in the Scheduling Order (Paper 10) from March 2, 2018, to March 30, 2018.

Petitioner argued during the call that an extension is appropriate due to the allegedly large number of issues raised by Patent Owner's Motion to Amend (Paper 25) and due to the previous briefing on Petitioner's Motions to Strike, which occurred between DUE DATES 1 and 2. Specifically, after Patent Owner filed its original Motion to Amend on December 15, 2017, we authorized and subsequently granted Petitioner's Motions to Strike Patent Owner's Motion to Amend and Exhibits 2001–2036, but permitted Patent Owner to re-file its Motion to Amend with certain changes. Paper 24. Patent Owner opposed Petitioner's request for an extension, arguing that the request is untimely and the revised Motion to Amend did not add any material, but if an extension is granted, the remaining dates, including DUE DATE 7, also should be changed.

As explained during the call, we are persuaded that good cause exists for only a limited extension of the trial schedule, due to the briefing that the parties engaged in regarding Petitioner's Motions to Strike. *See* 37 C.F.R. § 42.5(c)(2). The time period for Petitioner to file its reply and opposition to the Motion to Amend will be extended by two weeks, with a corresponding increase of two weeks in the time period for Patent Owner to file its reply to the opposition. The parties shall confer with each other to reach an agreement as to modified deadlines for DUE DATES 4–6, and shall file a notice accordingly. DUE DATE 6 may be set no later than May 16, 2018.

IPR2017-01127  
Patent 8,583,027 B2

In consideration of the foregoing, it is hereby:

ORDERED that DUE DATE 2 in the Scheduling Order (Paper 10) is changed to March 16, 2018, and DUE DATE 3 is changed to April 30, 2018; and

FURTHER ORDERED that the parties shall confer with each other to reach an agreement on modified deadlines for DUE DATES 4–6, and shall file promptly a notice of any stipulation.

PETITIONER:

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