

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

POWER INTEGRATIONS, INC.,
Petitioner,

v.

SEMICONDUCTOR COMPONENTS INDUSTRIES, LLC,
Patent Owner.

Case IPR2017-01328
Patent 6,845,019 B2

Before BRIAN J. McNAMARA, JOHN F. HORVATH and
KAMRAN JIVANI, *Administrative Patent Judges*.

JIVANI, Administrative Patent Judge.

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

In its proceeding, Petitioner challenged claims 1–15 of the ’019 patent as anticipated under 35 U.S.C. § 102(b) by Bonte *et al.*, U.S. Patent No. 5,305,192 (“Bonte”) (Ex. 1002). Pet. 3. We determined in our Decision on Institution that Petitioner had demonstrated a reasonable likelihood of prevailing on its anticipation challenges to claims 14 and 15, but not on its challenges to claims 1–13 because Petitioner’s analysis did not account properly for all the limitations of independent claims 1 and 5. Paper 8, 2. Therefore, we instituted review of claims 14 and 15 and declined to review claims 1–13. *Id.* 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 light of *SAS Inst., Inc.*, we modify our Decision on Institution to institute review of claims 1–15 as anticipated by Bonte.

The parties shall confer to discuss the impact, if any, of this Order on the current schedule. After conferring, if the parties wish to change the schedule or submit further briefing, the parties must request a conference call with the panel to seek authorization for such changes or briefing. A request for additional briefing must provide good cause for any proposed briefing, which should be limited in size and scope.

In consideration of the foregoing, it is hereby:

ORDERED that our institution decision is modified to include review of claims 1–15 as anticipated by Bonte; and

FURTHER ORDERED that Petitioner and Patent Owner shall confer to determine whether they desire any changes to the schedule or any further briefing, and, if so, shall request a conference call with the panel to seek

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authorization for such changes or briefing within one week of the date of this
Order.

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