

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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IEE SENSING, INC.,  
Petitioner,

v.

DELPHI TECHNOLOGIES, INC.,  
Patent Owner.

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Case IPR2018-00179  
Patent 8,500,194 B2

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Before HYUN J. JUNG, CARL M. DEFRANCO, and  
JAMES J. MAYBERRY, *Administrative Patent Judges*.

JUNG, *Administrative Patent Judge*.

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

During oral argument, Petitioner's counsel informed us of a recent EP decision issued for a related patent. Paper 35, 93:23–94:3, 101:13–17. Patent Owner's counsel responded that this issue was raised for the first time and believed that the EP decision had questionable relevance. *Id.* at 94:7–20.

### ORDER

In view of the foregoing, it is hereby:

ORDERED that Petitioner is authorized to file the EP decision as an exhibit using its next exhibit number;

FURTHER ORDERED that Petitioner is authorized to file a seven (7) page brief describing the relevance of the EP decision to an argument already in the record, which must be identified by paper, page, and line numbers;

FURTHER ORDERED that Petitioner must file its brief within five business days of the date of entry of this Order;

FURTHER ORDERED that Patent Owner is authorized to file a seven (7) page brief in response to Petitioner's brief within five business days of the date of service of Petitioner's brief; and

FURTHER ORDERED that no additional evidence is authorized to be filed without first obtaining the Board's permission.

IPR2018-00179  
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PETITIONER:

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