

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

KINGSTON TECHNOLOGY COMPANY, INC.,
Petitioner,

v.

MEMORY TECHNOLOGIES, LLC,
Patent Owner.

Case IPR2019-00644
Reissued Patent RE45,542 E

Before JAMESON LEE, J. JOHN LEE, and
JASON M. REPKO, *Administrative Patent Judges*.
REPKO, *Administrative Patent Judge*.

ORDER
Conduct of Proceedings
37 C.F.R. § 42.5

IPR2019-00644
Reissued Patent RE45,542 E

A petition must set forth:

(a) *Grounds for standing*. The petitioner must certify that the patent for which review is sought is available for *inter partes* review and that the petitioner is not barred or estopped from requesting an *inter partes* review challenging the patent claims on the grounds identified in the petition.

37 C.F.R. §42.104(a).

We find no such certification in the Petition. It is

ORDERED that Petitioner shall, within three business days of the date of this order, file a paper including (1) an appropriate certification, and (2) an explanation of why the Petition lacks such certification.

IPR2019-00644
Reissued Patent RE45,542 E

FOR PETITIONER:

Robert Pérez
Christopher Kao
Brock Weber
robert.perez@pillsburylaw.com
Christopher.strickland@leehayes.com
Bill.dyer@leehayes.com

FOR PATENT OWNER:

James Stein
Andrew Strickland
William B. Dyer III
james.stein@leehayes.com
andrew.strickland@leehayes.com
bill.dyer@leehayes.com