

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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INTEL CORPORATION,  
Petitioner,

v.

VLSI TECHNOLOGY LLC,  
Patent Owner.

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IPR2020-00582 (Patent 7,292,485 B1)  
IPR2020-00583 (Patent 7,606,983 B2)<sup>1</sup>

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Before THU A. DANG, BART A. GERSTENBLITH, and  
KIMBERLY McGRAW, *Administrative Patent Judges*.

GERSTENBLITH, *Administrative Patent Judge*.

DECISION

Granting Authorization for Petitioner to File a Preliminary Reply to  
Patent Owner's Preliminary Response and  
Authorization for Patent Owner to File a Preliminary Sur-reply  
*37 C.F.R. § 42.108(c)*

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<sup>1</sup> The parties are not authorized to use a multi-case caption.

IPR2020-00582 (Patent 7,292,485 B1)  
IPR2020-00583 (Patent 7,606,983 B2)

## DISCUSSION

The two above-captioned cases are among twelve related cases between the same parties. VLSI Technology Inc. (“Patent Owner”) has raised the issue of discretionary denial pursuant to 35 U.S.C. § 314(a) in each preliminary response. *See, e.g., Intel Corp. v. VLSI Tech. LLC*, IPR2020-00106, Paper 7 at 4–16 (PTAB Feb. 7, 2020) (Patent Owner’s Preliminary Response). On March 30, 2020, we granted a request by Intel Corporation (“Petitioner”) to file a preliminary reply and Patent Owner to file a preliminary sur-reply directed to the issue of discretionary denial pursuant to § 314(a) in IPR2020-00106 and six of the related cases for which Patent Owner had filed a preliminary response at the time. *See id.* at Paper 11. Subsequently, we authorized the same briefing in IPR2020-00498, IPR2020-00526, and IPR2020-00527. *See, e.g., IPR2020-00498*, Paper 12.

Although the parties have not sought additional briefing in these two cases, the additional briefing has been helpful in the related cases noted above. Accordingly, we hereby authorize the same scope of additional briefing in the two present cases as set forth below.

## ORDER

It is:

ORDERED that Petitioner is authorized to reply to Patent Owner’s arguments directed to 35 U.S.C. § 314(a) in each of the above-captioned cases;

FURTHER ORDERED that Petitioner’s preliminary reply, if any, shall be due by August 21, 2020, and shall be limited to a maximum of ten (10) pages in length; and

IPR2020-00582 (Patent 7,292,485 B1)

IPR2020-00583 (Patent 7,606,983 B2)

FURTHER ORDERED that Patent Owner may file a preliminary sur-reply to Petitioner's preliminary reply in each of the above-captioned cases, due by August 28, 2020, and also limited to a maximum of ten (10) pages in length.

IPR2020-00582 (Patent 7,292,485 B1)

IPR2020-00583 (Patent 7,606,983 B2)

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