

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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AXONICS, INC.,  
Petitioner,

v.

MEDTRONIC, INC.,  
Patent Owner.

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IPR2020-00680 (Patent 8,457,758 B2)  
IPR2020-00712 (Patent 8,738,148 B2)<sup>1</sup>

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Before JAMES A. TARTAL, ERIC C. JESCHKE, and  
BRENT M. DOUGAL, *Administrative Patent Judges*.

TARTAL, *Administrative Patent Judge*.

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

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<sup>1</sup> We issue one Order to be entered in each proceeding. The Parties are not authorized to use this caption.

IPR2020-00680 (Patent 8,457,758 B2)  
IPR2020-00712 (Patent 8,738,148 B2)

## TARGET DATE FOR FINAL WRITTEN DECISIONS ON REMAND

Patent Trial and Appeal Board Standard Operating Procedure 3 (“SOP 3”)<sup>2</sup> provides that “[t]he Board has established a goal to issue decisions on remanded cases within six months of the Board’s receipt of the Federal Circuit’s mandate.” SOP 3, 1. SOP 3 further states that “certain scenarios may necessitate going beyond the six-month goal for issuing a remand decision.” *Id.*

In these proceedings the Mandate was issued by the Federal Circuit on September 13, 2023. IPR2020-00680, Paper 63; IPR2020-00712, Paper 60. Because these proceedings on remand necessitated additional fact discovery, additional briefing, and additional oral argument, with a hearing having been conducted on February 8, 2024, we find the scenario presented necessitates going beyond the six-month goal for issuing remand decisions. Accordingly, the target date for issuing final written decisions on remand in these proceedings is May 31, 2024.

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<sup>2</sup> Available at [www.uspto.gov/sites/default/files/documents/ptab\\_sop\\_3-2023-oct.pdf](http://www.uspto.gov/sites/default/files/documents/ptab_sop_3-2023-oct.pdf).

IPR2020-00680 (Patent 8,457,758 B2)  
IPR2020-00712 (Patent 8,738,148 B2)

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