

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SUPERCELL OY,
Petitioner,

v.

GREE, INC.,
Patent Owner.

Case PGR2018-00029
Patent 9,636,583 B2

Before MICHAEL W. KIM, LYNNE H. BROWNE, and CARL M. DEFRANCO,
Administrative Patent Judges.

KIM, *Administrative Patent Judge.*

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

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On May 31, 2018 and June 5, 2018, Petitioner sent communications to the Board requesting authorization to file a limited reply, and for Patent Owner to submit a limited sur-reply, in this proceeding. Petitioner proposes a briefing schedule, and briefing scope (i.e., issues relevant to *Berkheimer v. HP Inc.*, 881 F.3d 1360 (Fed. Cir. 2018)), similar to that set forth in *SuperCell Oy v. GREE, Inc.*, Case PGR2018-00008 (PTAB Mar. 19, 2018) (Paper 11; “Order”). Petitioner indicates that Patent Owner does not oppose this request. For the reasons set forth in that Order and above, the request is *granted*.

Accordingly, it is

ORDERED that Petitioner is authorized to file a five (5) page reply, limited to the subject matter set forth in the Order, no later than June 15, 2018;

FURTHER ORDERED that Patent Owner is authorized to file a five page sur-reply, limited to responding to discussions in Petitioner’s reply, no later than June 25, 2018; and

FURTHER ORDERED that no evidence is permitted to be submitted with either paper.

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For PETITIONER:

Jennifer R. Bush
FENWICK & WEST LLP
jbush-ptab@fenwick.com

For PATENT OWNER:

Joseph E. Palys
Andrew Rinehart
Scott Kolassa
Paul Hastings LLP
josephpalys@paulhastings.com
arinehart@kilpatricktownsend.com
skolassa@kilpatricktownsend.com