

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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COASTAL INDUSTRIES, INC.,  
Petitioner,

v.

SHOWER ENCLOSURES AMERICA, INC.,  
Patent Owner.

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Case IPR2017-00573  
Patent 7,174,944

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Before MICHAEL W. KIM, *Administrative Patent Judge*.

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

I. ANALYSIS

On June 20, 2018, the parties jointly filed a timely paper indicating, among other things, that (1) Patent Owner intended to file a Motion to Amend, and (2) that the stipulated due date for that Motion to Amend would be July 2, 2018. Paper 50. On June 25, 2018, the parties contacted the Board to request guidance as to whether Patent Owner was required to schedule a subsequent call with the Board in order to comply with the

conferral requirements of 37 C.F.R. § 42.121(a). Patent Owner is so required, however, given the compressed timetable set by the Board, and the limited time remaining before July 2, 2018, the requirement is waived. Instead, Patent Owner is advised to consult *Western Digital Corp. v. SPEX Technologies, Inc.*, Case IPR2018-00082 (PTAB Apr. 25, 2018) (Paper 13) prior to filing its Motion to Amend.

## II. ORDER

In consideration of the foregoing, it is hereby:

ORDERED that Patent Owner's requirement under 37 C.F.R. § 42.121(a) to confer with the Board prior to filing a Motion to Amend is hereby waived.

IPR2017-00573  
Patent 7,174,944

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