

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NXP USA, INC.,
Petitioner,

v.

BELL SEMICONDUCTOR, LLC,
Patent Owner.

IPR2024-00168
Patent 7,345,245 B2

Before JEFFREY W. ABRAHAM, JOHN D. HAMANN, and
BRIAN D. RANGE, *Administrative Patent Judges*.

RANGE, *Administrative Patent Judge*.

DECISION
Granting Motion to Supplement
37 C.F.R. § 42.123(a)

I. INTRODUCTION

NXP USA, Inc. (“Petitioner”) filed a Petition requesting *inter partes* review of claims 1–12 of U.S. Patent No. 7,345,245 B2 (Ex. 1001, “the ’245 patent”). Paper 1 (“Pet.”). Bell Semiconductor, LLC (“Patent Owner”) filed a Preliminary Response. Paper 7 (“Prelim. Resp.”). On May 8, 2024, we instituted *inter partes* review. Paper 10.

We authorized Petitioner to file a motion to submit supplemental information and authorized an opposition. Ex. 1020 (authorizing e-mail). Petitioner filed the motion to submit supplemental information on June 25, 2024. Paper 15 (“Motion”). Patent Owner did not file an opposition. Upon consideration of the documents and Petitioner’s argument, and for the reasons stated below, the motion is granted.

II. ANALYSIS

Under 37 C.F.R. § 42.123(a), a party may file a motion to submit supplemental information if the following requirements are met: (1) a request for authorization to file such motion is made within one month of the date the trial was instituted; and (2) the supplemental information must be relevant to a claim for which trial has been instituted

We address each prong in turn. First, Petitioner requested authorization to file its motion to supplement on June 7, 2024. Ex. 1020. The request was timely.

Second, the motion seeks to supplement the record with Exhibits 1021–1023, and Petitioner argues that these three exhibits are declarations that support the authenticity, publication, and public availability of various exhibits referenced by the Petition including Exhibit 1008. Motion 4–5. Patent Owner does not dispute this argument. Exhibit 1008 is the “Celeron”

datasheet, and Petitioner relies on Exhibit 1008 as prior art supporting various grounds of invalidity. Pet. 3–4. We have reviewed the declarations, and we agree with Petitioner that the declarations are relevant to a claim for which trial has been instituted.

For the foregoing reasons, Petitioner has met its burden of establishing it is entitled to the requested relief. Thus, we grant Petitioner’s motion to submit supplemental information.

III. ORDER

For the foregoing reasons, it is
ORDERED that Petitioner’s Motion to Submit Supplemental Information (Paper 15) is granted; and

FURTHER ORDERED that Exhibits 1021–1023 are entered into the record of this proceeding.

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