

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

KINGSTON TECHNOLOGY COMPANY, INC.,
KINGSTON TECHNOLOGY CORPORATION, and
KINGSTON DIGITAL, INC.,
Petitioner,

v.

VERVAIN, LLC,
Patent Owner.

IPR2025-00614
US 8,891,298 B2

Before STACEY G. WHITE, JON M. JURGOVAN, and
STEVEN M. AMUNDSON, *Administrative Patent Judges*.

JURGOVAN, *Administrative Patent Judges*.

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

Vervain, LLC (“Patent Owner”) is the owner of U.S. Patent 8,891,298 B2 (“the ’298 patent”). Paper 4, 1. On November 25, 2024, Phison Electronics Corporation filed a petition for *inter partes* review challenging the patentability of claims 1–11 of the ’298 patent in *Phison Elecs. Corp. v. Vervain, LLC*, IPR2025-00212 (“the ’212 IPR”). On February 21, 2025, Kingston Technology Company, Inc., Kingston Technology Corporation, and Kingston Digital, Inc. (“Petitioner”) filed a petition for *inter partes* review challenging the patentability of claims 1–11 of the ’298 patent. Paper 1 (“Petition”). Concurrent with the Petition, Petitioner filed a motion to join the instant proceeding to the ’212 IPR. Paper 3 (“Motion for Joinder”).

On March 12, 2025, Patent Owner emailed the Board requesting authorization to file an opposition to the Motion for Joinder by the due date for filing a preliminary response in this proceeding. Ex. 3001. Patent Owner represents that Petitioner does not oppose the request. *Id.*

The Notice of Filing Date Accorded to Petition and Time for Filing Patent Owner Preliminary Response in this proceeding mailed on March 20, 2025. Paper 6. Thus, the due date for filing a preliminary response in this proceeding is June 20, 2025. *See id.* (providing that “Patent Owner may file a preliminary response to the petition no later than three months from the date of this notice”).

Under the circumstances, we grant Patent Owner’s request. Accordingly, Patent Owner’s opposition to the Motion for Joinder must be filed by June 20, 2025.

ORDER

Accordingly, it is:

ORDERED that Patent Owner's request to file an opposition to the Motion for Joinder by the due date for filing a preliminary response in this proceeding is *granted*; and

FURTHER ORDERED that Patent Owner shall file its opposition to the Motion for Joinder in this proceeding no later than June 20, 2025.

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