

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BONERGE LIFESCIENCE (HUNAN) CO., LTD.,
Petitioner,

v.

NANJING NUTRABUILDING BIO-TECH CO., LTD.,
Patent Owner.

IPR2025-01593
Patent 10,278,961 B2

Before ZHENYU YANG, TAWEN CHANG, and BRIAN D. RANGE,
Administrative Patent Judges.

YANG, Administrative Patent Judge.

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

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Bonerge Lifescience (Hunan) Co., Ltd. (“Petitioner”) filed a Petition, seeking *inter partes* review of claims of U.S. Patent No. 10,278,961 B2. Paper 2. After the Director instituted trial (Paper 12), we issued a Scheduling Order (Paper 13).

On May 4, 2026, in an email to the Board, the parties jointly request that we “suspend and re-set the dates in this proceeding by 60 days.” Ex. 3003. The parties represent that they are in serious settlement discussions. *Id.* According to the parties, due to the nature of the settlement terms under discussion, they need “approximately 3–4 weeks” to fulfil the required conditions. *Id.*

The parties are directed to Section B of the Scheduling Order, which states that

The parties may stipulate different dates for DUE DATES 1, 5, and 7, as well as the portion of DUE DATE 2 related to Petitioner’s reply (earlier or later, but no later than DUE DATE 3 for Patent Owner’s sur-reply) and the portion of DUE DATE 3 related to Patent Owner’s sur-reply (earlier or later, but no later than DUE DATE 8).

Paper 13, 9–10.

At this time, we ask the parties to follow the instructions in the Scheduling Order and stipulate different due dates as appropriate. No conference call is necessary. We remind the parties that “[a] notice of the stipulation, specifically identifying the changed due dates, must be promptly filed.” Paper 13, 10.

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Accordingly, it is

ORDERED that the parties may stipulate different dates for due dates as permitted under the Scheduling Order; and

FURTHER ORDERED that the parties must file a notice of the stipulation, specifically identifying the changed due dates.

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