

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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EURAMAX INTERNATIONAL, INC.,  
Petitioner,

v.

INVISAFLOW, LLC,  
Patent Owner.

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Case IPR2016-00423  
Patent 8,556,195 B1

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Before SALLY C. MEDLEY, LYNNE E. PETTIGREW, and  
AMANDA F. WIEKER, *Administrative Patent Judges*.

WIEKER, *Administrative Patent Judge*.

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

On March 11, 2016, Patent Owner sent an electronic mail message to the Board, on behalf of Patent Owner and Petitioner, seeking a two-month extension of the filing deadline for Patent Owner's preliminary response, in light of ongoing settlement negotiations. Patent Owner stated that the parties agree to expedite the proceedings if *inter partes* review is instituted.

The parties' request is denied. Based on the facts of this case, the panel is not persuaded that the parties' engagement in settlement negotiations provides good cause to extend by two months the filing deadline established by regulation. *See* 37 C.F.R. § 42.5(c)(2). The filing of a preliminary response is optional and Patent Owner may waive such a filing, if doing so would facilitate settlement. *See id.* § 42.107.

It is:

ORDERED that the parties' request to extend the deadline for submission of Patent Owner's preliminary response to the Petition is *denied*.

Case IPR2015-01034  
Patent 8,863,979 B2

PETITIONER:

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