

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LIBERTY MUTUAL INSURANCE COMPANY
Petitioner

v.

Patent of PROGRESSIVE CASUALTY/BHGL
Patent Owner

Case CBM2012-00002
Patent 6,064,970

Mailed: September 21, 2012

Before Sonja Despertt, *Supervisory Paralegal Specialist*

NOTICE OF FILING DATE ACCORDED TO PETITION and
NOTICE FOR SETTING THE TIME PERIOD FOR FILING
PATENT OWNER PRELIMINARY RESPONSE

On September 17, 2012, a conference called was held between Lead Trial Judge Michael P. Tierney and counsel for Petitioner Liberty Mutual Insurance Company, J. Steven Baughman. The call was conducted to

confirm the **certification requirement** under 37 C.F.R. § 42.304, as a review of the petition revealed that the certification was missing. During the call counsel was requested to **certify that the petitioner is not barred or estopped** from requesting the CBM proceeding. Counsel then confirmed that the petitioner is not barred or estopped from requesting this proceeding. The Board exercises its discretion and accepts the telephonic certification.

The petition for covered business method patent review in the above proceeding has been accorded the filing date of September 16, 2012.

Administrative Patent Judge Jameson Lee has been designated to manage the proceeding. 37 C.F.R. § 42.05.

Patent Owner may file a preliminary response to the petition no later than three months from the date of this notice. The **preliminary response** is limited to setting forth the reasons why the requested review should not be instituted. Patent Owner may also file an election to waive the preliminary response to expedite the proceeding. For more information, please consult the Office Patent Trial Practice Guide, 77 Fed. Reg. 48756 (Aug. 14, 2012), which is available on the Board Web site at <http://www.uspto.gov/PTAB>.

Patent Owner is advised of the requirement to submit **mandatory notice information** under 37 C.F.R. § 42.8(a)(2) within 21 days of service of the petition.

The parties are reminded that unless otherwise permitted by 37 C.F.R. § 42.6(b)(2), all filings in this proceeding must be made electronically in the Patent Review Processing System (PRPS), accessible from the Board Web site at <http://www.uspto.gov/PTAB>. To file documents, users must first obtain a user ID and password by registering with PRPS. Information

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regarding how to register with and use PRPS is available at the Board Web site.

If there are any questions pertaining to this notice, please contact Sonja Desperth at 571-272-4593 or the Patent Trial and Appeal Board at 571-272-7822.

PETITIONER:

J. Steven Baughman
Nicole M. Jantzi
ROPES & GRAY LLP
Prudential Tower
800 Boylston Street
Patent Docketing –Floor 43
Boston, MA 02199-3600

Tel: 202-508-4606

Fax: 617-235-9492

e-mail: steven.baughman@ropesgray.com
nicole.jantzi@ropesgray.com

PATENT OWNER:

Progressive Casualty/BHGL
P. O. Box 10395
Chicago, IL 60610