

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
BRUNSWICK DIVISION**

A&J MANUFACTURING, LLC, et al.,

Plaintiffs,

v.

FERRELLGAS, L.P, et al.,

Defendants.

CIVIL ACTION NO.: 2:15-cv-28

ORDER

The Court previously directed the parties to notify the Court within 90 days of its Order or within 30 days of the final resolution of the United States Patent and Trademark Office's ("USPTO") reexamination proceedings of U.S. Patent Number 8,381,712 ("712 Patent"). Docs. 81, 83, 85. The parties recently filed their required Joint Status Report in this action, informing the Court A&J Manufacturing has requested a rehearing by the Patent Trial and Appeal Board ("PTAB") of the decision on appeal in the reexamination proceeding. Doc. 86.

In their status report, the parties state the PTAB has not determined whether to grant A&J Manufacturing's request. In addition, the parties state the notice of appeal to the United States Court of Appeals for the Federal Circuit or for commencing a civil action will "expire 63 days after a decision on the request for rehearing." *Id.* at 1.

Thus, the Court **ORDERS** that the stay imposed in its January 23, 2019 Order remain in place until May 1, 2021. The parties shall file a joint report on or before May 1, 2021 describing

the status of the rehearing request or any appeal of the '712 Patent reexamination proceedings.

SO ORDERED, this 9th day of February, 2021.



BENJAMIN W. CHEESBRO
UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF GEORGIA