IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of:	Racz et al.	Attorney Docket No.: 39843-0007CP2
U.S. Patent No.:	8,118,221	
Issue Date:	February 21, 2012	
Appl. Serial No.:	12/943,872	
Filing Date:	November 10, 2010	
Title:	DATA STORAGE AND ACCESS SYSTEMS	

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PETITION FOR *COVERED BUSINESS METHOD PATENT REVIEW* OF UNITED STATES PATENT NO. 8,118,221 PURSUANT TO 35 U.S.C. § 321 AND § 18 OF THE LEAHY-SMITH AMERICA INVENTS ACT

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SAMSUNG 1022	U.S. Patent Application No. 12/943,872 ("the '872 Appln." or "872")
SAMSUNG 1023	U.S. Patent No. 5,915,019 ("Ginter")

Three sister companies, Samsung Electronics America, Inc., Samsung Electronics Co., Ltd., and Samsung Telecommunications America, LLC ("Petitioner" or "Samsung") petition for *Covered Business Method Patent Review* ("CBM") under 35 U.S.C. §§ 321 and § 18 of the Leahy-Smith American Invents Act of claims 2, 11, and 32 ("the Challenged Claims") of U.S. Patent No. 8,118,221. As explained in this petition, there exists a reasonable likelihood that Samsung will prevail in demonstrating unpatentability with respect to at least one of the Challenged Claims based on teachings set forth in at least the references presented in this petition. Samsung respectfully submits that a CBM review should be instituted, and that the Challenged Claims should be canceled as unpatentable.

I. MANDATORY NOTICES UNDER 37 C.F.R § 42.8(a)(1)

A. Real Party-In-Interest Under 37 C.F.R. § 42.8(b)(1)

Samsung Electronics America, Inc., Samsung Electronics Co., Ltd., and Samsung Telecommunications America, LLC are jointly filing this Petition, and are the real parties-in-interest.

B. Related Matters Under 37 C.F.R. § 42.8(b)(2)

Samsung is not aware of any disclaimers or reexamination certificates for the '221 Patent. The '221 Patent is the subject of a number of civil actions including: Smartflash LLC et al. v. Apple, Inc., Case No. 6:13-cv-00447 and Smartflash

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