

**Presentation of Petitioners  
Google Inc. and Apple Inc.**

**CBM2015-00040**

**CBM2015-00160**

**U.S. Patent No. 7,774,280**

# THE '280 PATENT IS CBM-ELIGIBLE

# CBM Eligibility

## Financial product or service

[Trials@uspto.gov](mailto:Trials@uspto.gov)  
571-272-7822

Paper 9  
Entered: June 24, 2015

UNITED STATES

BEFORE THE

CONFERENCE

Before MICHAEL R. Z  
GEORGIANNA W. BR

ZECHER, *Administrative*

Institution of  
35 U.S.C.

### *F. Covered Business Method Patent*

Under § 18(a)(1)(E) of the AIA, we may institute a transitional proceeding only for a patent that is a covered business method patent. “covered business method patent” is a patent that “claims a method or corresponding apparatus for performing data processing or other operations used in the practice, administration, or management of a financial product or service, except that the term does not include patents for technological inventions.” AIA § 18(d)(1); *see* 37 C.F.R. § 42.301(a). For purposes of determining whether a patent is eligible for a covered business method

# CBM Eligibility

Claim language recites a “financial product or service”

“A computer-implemented method transferring rights adapted to be associated with items from a rights supplier to a rights consumer, method comprising:”

'280 Patent (Ex. 10)  
Pet. at 10;

US00774280B2

(12) **United States Patent**  
Nguyen et al.

(10) Patent No.: US 7,774  
(45) Date of Patent: Aug.

(54) SYSTEM AND METHOD FOR MANAGING TRANSFER OF RIGHTS USING SHARED STATE VARIABLES

(56) References Cited  
U.S. PATENT DOCUMENTS  
3,263,158 A 7/1966 Borgen et al.  
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FOREIGN PATENT DOCUMENTS  
BR 9810967 A 10/2001  
(Continued)  
OTHER PUBLICATIONS  
Workshop on Digital Rights Management for the Web Consortium, Minutes from the Architecture Infrason, Jan. 2001.\*  
(Continued)

(75) Inventors: **Mal Nguyen**, Buena Park, CA (US); **Xin Wang**, Torrance, CA (US); **Thanh Ta**, Huntington Beach, CA (US); **Guillermo Lao**, Torrance, CA (US); **Eddie J. Chen**, Rancho Palos Verdes, CA (US)

(73) Assignee: **ContentGuard Holdings, Inc.**, Wilmington, DE (US)

(\*) Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 1529 days.

(21) Appl. No.: 10956,121  
(22) Filed: Oct. 4, 2004

(65) **Prior Publication Data**  
US 2005/0060571 A1 Mar. 17, 2005

**Related U.S. Application Data**

(63) Continuation-in-part of application No. 10/162,701, filed on Jun. 6, 2002.

(60) Provisional application No. 60/331,624, filed on Nov. 20, 2001, provisional application No. 60/331,623, filed on Nov. 20, 2001, provisional application No. 60/331,621, filed on Nov. 20, 2001, provisional application No. 60/296,113, filed on Jun. 7, 2001, provisional application No. 60/296,117, filed on Jun. 7, 2001, provisional application No. 60/296,118, filed on Jun. 7, 2001.

(51) Int. Cl.  
*G06F 7/04* (2006.01)  
*G06F 7/30* (2006.01)  
*H04N 7/16* (2006.01)

(52) U.S. Cl. .... 705/59; 726/27  
(58) Field of Classification Search ..... 705/50-79  
See application file for complete search history.

36 Claims, 14 Drawing Sheets

# CBM Eligibility Institution Decision

[Trials@uspto.gov](mailto:Trials@uspto.gov)  
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UNITED STATES PATENT AND TRADEMARK OFFICE

Independent claim 1 of the '280 patent recites “[a] computer-implemented method for *transferring rights adapted to be associated with items from a rights supplier to a rights consumer.*” Ex. 1001, 15:7–9 (emphasis added). In our view, the transfer of rights associated with an item from a supplier to a consumer is an activity that, at the very least, is incidental or complementary to a financial activity.

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## DECISION

Institution of Covered Business Method Patent Review  
35 U.S.C. § 324(a) and 37 C.F.R. § 42.208

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