UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE INC.
Petitioner

v.

CONTENTGUARD HOLDINGS, INC.
Patent Owner

Case CBM: Unassigned

PETITION FOR COVERED BUSINESS METHOD PATENT REVIEW OF U.S. PATENT NO. 7,774,280 UNDER 35 U.S.C. § 321 AND § 18 OF THE LEAHY-SMITH AMERICA INVENTS ACT

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2. The Teaching of the '012 Patent 56

3. Every element of the challenged claims of the '280 Patent is anticipated or rendered obvious by the '012 Patent 61

C. [Ground 2] Element-By-Element Anticipation Analysis 63

1. Claim 1, Preamble, "A computer-implemented method for transferring rights adapted to be associated with items from a rights supplier to a rights consumer, the method comprising:" 63

2. Claim 1, Element A, "obtaining a set of rights associated with an item, the set of rights including a meta-right specifying a right that can be created when the meta-right

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is exercised, wherein the meta-right is provided in digital form and is enforceable by a repository;”.....63

3. Claim 1, Element B, “determining, by a repository, whether the rights consumer is entitled to the right specified by the meta-right;”.....65

4. Claim 1, Element C, “and exercising the meta-right to create the right specified by the meta-right if the rights consumer is entitled to the right specified by the meta-right, wherein the created right includes at least one state variable based on the set of rights and used for determining a state of the created right.”:.....68

5. Claim 5, “The method of claim 1, wherein the state variable is updated upon exercise of a right associated with the state variable.”.....70

6. Claim 11, “The method of claim 1, further comprising generating a license including the created right, if the rights consumer is entitled to the right specified by the meta-right.” 70

7. Claim 12, Preamble, “A system for transferring rights adapted to be associated with items from a rights supplier to a rights consumer, the system comprising:”.....71

8. Claim 12, Element A, “means for obtaining a set of rights associated with an item, the set of rights including a meta-right specifying a right that can be created when the meta-right is exercised, wherein the meta-right is provided in digital form and is enforceable by a repository;”.....71

9. Claim 12, Element B, “means for determining whether the rights consumer is entitled to the right specified by the meta-right; and” 72

10. Claim 12, Element C, “means for exercising the meta-right to create the right specified by the meta-right if the rights consumer is entitled to the right specified by the meta-right, wherein the created right includes at least one

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state variable based on the set of rights and used for determining a state of the created right.” 73

11. Claim 22, “The system of claim 12, further comprising means for generating a license including the created right, if the rights consumer is entitled to the right specified by the meta-right.” 74

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