

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

United Services Automobile Association,
Petitioner

v.

NADER ASGHARI-KAMRANI and KAMRAN ASGHARI-KAMRANI,
Patent Owner

Case CBM2016-00063
Patent 8,266,432

PETITIONER'S MOTION TO EXCLUDE EVIDENCE

EXHIBIT LIST

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|-----------|---|
| USAA-1001 | U.S. Patent No. 8,266,432 to Asghari-Kamrani et al. (“the ‘432 Patent” or “‘432”) |
| USAA-1002 | Excerpts from the Prosecution History of the ‘432 Patent (“the Prosecution History”) |
| USAA-1003 | Declaration of Dr. Seth Nielson re the ‘432 Patent (“Nielson”) |
| USAA-1004 | Curriculum Vitae of Dr. Seth Nielson |
| USAA-1005 | U.S. Patent No. 7,356,837 (“the ‘837 Patent” or “‘837”) |
| USAA-1006 | Transitional Program for Covered Business Method Patents— Definitions of Covered Business Method Patent and Technological Invention, 77 Fed. Reg. 157 (August 14, 2012) |
| USAA-1007 | A Guide to the Legislative History of the America Invents Act; Part II of II, 21 Fed. Cir. Bar J. No. 4 |
| USAA-1008 | RESERVED |
| USAA-1009 | <i>PNC Bank v. Secure Access, LLC</i> , CBM2014-00100 Paper 10 (entered September 9, 2014) |
| USAA-1010 | RESERVED |
| USAA-1011 | RESERVED |
| USAA-1012 | RESERVED |
| USAA-1013 | U.S. Patent Application Serial No. 12/210,926 (“the ‘926 Appln.” or “Child”) |
| USAA-1014 | U.S. Patent Application Serial No. 11/239,046 (“the ‘046 Appln.” or “Parent”) |
| USAA-1015 | U.S. Patent No. 7,444,676 (“the ‘676 Patent” or “‘676”) |
| USAA-1016 | U.S. Patent Application Serial No. 09/940,635 (“the ‘635 Appln.” or “Grandparent”) |
| USAA-1017 | U.S. Patent Application Publication No. 2003/0046591 (“the ‘591 Pub.” or “Grandparent Pub.”) |
| USAA-1018 | RESERVED |
| USAA-1019 | <i>In re Zletz</i> , 893 F.2d 319 (Fed. Cir. 1989) |

USAA-1020 *In re Hogan*, 559 F.2d 595; 194 USPQ 527 (CCPA 1997)

USAA-1021 *Advanced Display Sys., Inc. v. Kent State Univ.* 212 F.3d 1272 (Fed. Cir. 2000)

USAA-1022 RESERVED

USAA-1023 *Cook Biotech Inc. v. Acell, Inc.*, 460 F.3d 1365, 1376 (Fed. Cir. 2006).

USAA-1024 *Reiffin v. Microsoft Corp.* 214 F.3d 1342, 1346 (Fed. Cir. 2000)

USAA-1025 *Informatica Corp. v. Protegrity Corp.*, CBM2015-00010, Paper 13

USAA-1026 *United Services Automobile Association v. NADER ASGHARI-KAMRANI and KAMRAN ASGHARI-KAMRANI*, IPR2015-01842, Paper 13

USAA-1027 *United Services Automobile Association v. NADER ASGHARI-KAMRANI and KAMRAN ASGHARI-KAMRANI*, IPR2015-01842, Paper 7

USAA-1028 PCT Application Publication WO2003021837 A1

USAA-1029 *Bradford Co. v. Conteyor North America, Inc.*, 603 F.3d 1262 (Fed. Cir. 2010)

USAA-1030 *Accenture Global Services, GmbH v. Guidewire Software, Inc.*, 728 F.3d 1336 (Fed. Cir. 2013)

USAA-1031 Excerpts from the Prosecution History of the ‘676 Patent (“the Prosecution History of the ‘676 Patent”)

USAA-1032 RESERVED

USAA-1033 RESERVED

USAA-1034 U.S. Patent Application Publication No.: US 2007/0022301 A1 (“Nicholson”)

USAA-1035 U.S. Patent No. 5,740,361 (“Brown”)

USAA-1036 RESERVED

USAA-1037 *In re Fulton*, 391 F.3d 1195 (Fed. Cir. 2004)

USAA-1038 *VTech Comm. Inc. v. Shperix Inc.*, IPR2014-01431, Paper 50

USAA-1039 *Oracle v. Clouding IP*, IPR2013-00088, Paper 13

- USAA-1040 Office Action for U.S. Patent Application Serial No. 11/333,400, mailed July 6, 2010
- USAA-1041 Terminal Disclaimer filed December 12, 2011, in U.S. Patent Application Serial No. 11/333,400 to Obviate a Provisional Double Patenting Rejection over U.S. Patent Application Serial No. 12/210,926
- USAA-1042 Response to Office Action filed in U.S. Patent Application Serial No. 11/333,400 on November 17, 2011
- USAA-1043 Response to Office Action filed in U.S. Patent Application Serial No. 11/333,400 on March 5, 2012
- USAA-1044 Response to Office Action filed in U.S. Patent Application Serial No. 12/210,926 on November 17, 2011
- USAA-1045 Response to Office Action filed in U.S. Patent Application Serial No. 12/210,926 on March 1, 2012
- USAA-1046 February 8, 2016, letter from Michael T. Zoppo, Fish & Richardson, to Lei Mei and Reece Nienstadt, Mei & Mark LLP, re Continuity Priority Problems
- USAA-1047 Non-Publication Request filed by Patent Owner for U.S. Patent Application Serial No. 11/333,400 on January 18, 2006
- USAA-1048 Declaration of Jeffrey K. Hollingsworth in Support of Plaintiff's Rebuttal Brief on Claim Construction in *Asghari-Kamrani et al. v. USAA*, Civ. Action No. 2:15-cv-00478-RGD-LRL
- USAA-1049 Plaintiff's Rebuttal Brief on Claim Construction in *Asghari-Kamrani et al. v. USAA* in *Asghari-Kamrani et al. v. USAA*, Civ. Action No. 2:15-cv-00478-RGD-LRL
- USAA-1050 Declaration of Dr. Seth Nielson Regarding the Claim to the Benefit of the Filing Date of U.S. Patent Application Serial No. 11/333,400
- USAA-1051 U.S. Patent Application Serial No. 11/333,400 (the '400 App.)
- USAA-1052 RESERVED
- USAA-1053 Excerpts from the Prosecution History of U.S. Patent No. 8,281,129 ("the '129 Patent" or "the '129")
- USAA-1054 Declaration of Dr. Seth Nielson in support of Petitioner's Reply

- USAA-1055 *Lockwood v. Am. Airlines, Inc.*, 107 F.3d 1565 (Fed. Cir. 1997)
- USAA-1056 *Studiengesellschaft Kohle, M.B.H. v. Shell Oil Co.*, 112 F.3d 1561 (Fed. Cir. 1997)
- USAA-1057 *Dynamic Drinkware, LLC v. Nat'l Graphics, Inc.*, 800 F.3d 1375 (Fed. Cir. 2015)
- USAA-1058 *PowerOasis, Inc. v. T-Mobile USA, Inc.*, 522 F.3d 1299, (Fed. Cir. 2008)
- USAA-1059 *Moba, B.V. v. Diamond Automation, Inc.*, 325 F.3d 1306, 66 USPQ2d 1429 (Fed. Cir. 2003)
- USAA-1060 *Vas-Cath, Inc. v. Mahurkar*, 935 F.2d 1555, 1563 (Fed. Cir. 1991)
- USAA-1061 *US Endodontics, LLC v. Gold Standard Instruments, LLC*, PGR2015-00019
- USAA-1062 *Ariad Pharm., Inc. v. Eli Lilly and Co.*, 598 F.3d 1336 (Fed. Cir. 2010) (*en banc*)
- USAA-1063 *In re Wands*, 858 F.2d 731 (Fed. Cir. 1988)
- USAA-1064 Parties' Joint Statement on Claim Construction in *Asghari-Kamrani et al. v. USAA*, Civ. Action No. 2:15-cv-00478-RGD-LRL
- USAA-1065 *Hill-Rom Servs., Inc. v. Stryker Corp.*, 755 F.3d 1367 (Fed. Cir. 2014), cert. denied, 135 S. Ct. 719 (2014).
- USAA-1066 *X2Y Attenuators, LLC v. Int'l Trade Comm'n*, 757 F.3d 1358, (Fed. Cir. 2014)
- USAA-1067 *SightSound Techs., LLC v. Apple Inc.*, 809 F.3d 1307 (Fed. Cir. 2015)
- USAA-1068 Deposition Transcript of Alfred Weaver, Ph.D.
- USAA-1069 Deposition Transcript of Kim Steve Jae Youn

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