

**Patent Owner's Motion to Amend
U.S. Patent 6,575,717**

IRP2012-00026

IPR2013-00109

Hearing Date: November 18, 2013

Motion to Amend

Patent Owner proposes the following substitute claim corresponding claim of the '717 patent is determined invalid.

Original Claim	Proposed Substitute
1	35
3	36
6	37
10	38
11	39
22	40
23	41

Motion to Amend

Microsoft does not contest that Substitute Claims 1, 3, 6, 7, 10, 22, and 41 are patentable over Perlman, the Combination of Perlman and Yohe, Santos, and the Combination of Perlman and Mattis.

Only 2 Grounds of Review are at issue for the Motion to Amend

- Anticipation by Yohe of Claims 1, 3, 6, 7, 10, 22, and 41
- Anticipation by DRP of Claims 6, 7, 9, 11, 12, 14, and 15

Microsoft's Opposition

<u>Ground</u>	<u>35</u>	<u>36</u>	<u>37</u>	<u>38</u>	<u>39</u>
Enlarged		√		√	
New Matter	√		√	√	√
Indefinite				√	
Non-responsive		√		√	
Anticipated by DRP	√	√	√	√	√
Anticipated by Yohe	√	√	√	√	

Motion to Amend

Microsoft is improperly attempting to introduce
New Grounds of Rejection.

- Claims 1, 3, 10, and 22-23 are not subject to a Ground of Review involving DRP.
- Microsoft has waived challenge to this subject matter in view of DRP.
- Substitute Claims 35, 36, 38, and 40-41 are versions of Claims 1, 3, 10, and 22-23, respectively.

DRP is irrelevant to Substitute Claims 35, 36, 38, and 40-41.

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