

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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CHIMEI INNOLUX CORPORATION  
Petitioner

v.

PATENT OF SEMICONDUCTOR ENERGY LABORATORY CO., LTD.  
Patent Owner

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CASE IPR2013-00038  
PATENT 7,956,978

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**PATENT OWNER'S LISTING OF ANTICIPATED MOTIONS FOR**  
**DISCUSSION IN INITIAL CONFERENCE CALL**

An initial conference call is scheduled in this matter for April 23, 2013 at 2 PM EST. Pursuant to the *Office Patent Trial Practice Guide* (OPTPG), 77 Fed. Reg., 48765 (Aug. 14, 2012), Patent Owner submits this initial listing of motions it may bring during this trial. Patent Owner reserves its right to seek authorization to bring additional motions, or to decide not to bring motions as indicated, as circumstances may warrant.

**1. Motion to Amend the Claims**

On April 4, 2013, Patent Owner filed a Request for Rehearing on the Board's Decision to institute *inter partes* review, which is currently pending. Depending on Patent Owner's continuing evaluation of the Board's Decision, and upon the Board's decision on Patent Owner's Request for Rehearing, Patent Owner may move to amend or propose substitute claims pursuant to 37 C.F.R. § 42.121 for one or more of the claims of U.S. Patent 7,956,978 for which a trial has been granted.

**2. Motion to Take Discovery Relating to the Identification of Real Parties-In-Interest Under 35 U.S.C. § 312(a)(2)**

Depending on the Board's decision on Patent Owner's Request for Rehearing, Patent Owner may move to take additional discovery<sup>1</sup> regarding the identification of real parties-in-interest with respect to the current Petition. The

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<sup>1</sup> This includes, potentially, a reasonable number of requests for production, interrogatories, requests for admission, and depositions of persons knowledgeable of the relevant facts.

identification of the real parties-in-interest in the Petition is required under 35 U.S.C. § 312(a)(2). More specifically, the additional discovery may seek information concerning the involvement of Chimei Innolux Corporation, Chi Mei Optoelectronics USA, Inc., Acer America Corporation, ViewSonic Corporation, VIZIO, Inc., and Westinghouse Digital, LLC, in the preparation and filing of the current Petition.

Dated: April 18, 2013

Respectfully submitted,



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Eric J. Robinson  
Sean C. Flood

ROBINSON INTELLECTUAL PROPERTY  
LAW OFFICE, P.C.

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## CERTIFICATE OF SERVICE

I certify that the foregoing LISTING OF ANTICIPATED MOTIONS was served on the Petitioner by Federal Express Standard Overnight at the following addresses on April 18, 2013.

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