

# Before the Patent Trial and Appeal Board

**ABB v. RGB**

**IPR2013-00062/00282**

**IPR2013-00074/00286**

## Trial Hearing

January 23, 2014

**ABB v ROY-G-BIV**  
**TRIAL IPR2013-00062/00282**  
**ABB - DEMONSTRATIVE EXHIBIT 1141**

Petitioner ABB

# Grounds for Trial

- Gertz, Stewart and Morrow
  - '236 Claims 1-4, 8-10
  - '557 Claims 16-25, 27, and 28
- Gertz, Stewart, Morrow, DDAG and Brockschmidt
  - 236 Claims 5-6
- Gertz, Stewart, Morrow, DDAG and HP86
  - 236 Claim 7
- Gertz, Stewart, Morrow, Brockschmidt, and Architect
  - 557 Claims 26, 29, 30, and 46-59

# RGB's Central Arguments

- Gertz does not teach “executable” functions
  - “Component functions”
  - “Component code”
  - “[Core/Extended] Driver functions”
- “Primitive Operations” not in Gertz\*
- “Function Pointer Table” is “special”
- “control command destination is a file”
- Gertz / Morrow are not prior art
- Unable to combine Gertz/Stewart/Morrow/etc.

PO Responses and PO Supp. Responses

\*RGB does not challenge that Morrow teaches trajectory primitives

# Disputed Claim Terms

- “Primitive / Non-primitive Operations”
- “Component Functions”
- “Component Code”
- “Driver Function”
- “Core Driver Function”

# Claim Construction

- ABB: “Broadest reasonable interpretation”
  - Proposed constructions adopted by Board except for “primitive operation” and “core driver function.” Paper 23.
- RGB attempts to narrow by citing “Joint Claim Construction Statement.”
  - No legal authority to support narrowing.
  - Intrinsic evidence does not support narrower construction of terms.
  - Dr. Stewart relies on JCCS, not BRI.

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