IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

In re U.S. Patent No. 6,738,799

Filed: June 2, 2003

Issued: May 18, 2004

Inventor: Peter Dickenson

Assignee: Clouding IP, LLC

Title: Methods and Apparatuses for File Synchronization and Updating Using a Signature List

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PETITION FOR *INTER PARTES* REVIEW OF U.S. PATENT NO. 6,738,799 UNDER 35 U.S.C. §§ 311-319 AND 37 C.F.R. § 42.100 ET SEQ.

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TABLE OF CONTENTS

TABLE OF CONTENTS ii

EXHIBIT LIST iv

I. INTRODUCTION 1

II. MANDATORY NOTICES 3

A. Real Party-In-Interest 3

B. Related Matters 3

C. Lead and Back-Up Counsel 4

D. Service Information 4

III. PAYMENT OF FEES 4

IV. REQUIREMENTS FOR *INTER PARTES* REVIEW 4

A. Grounds for Standing 5

B. Identification of Challenge 5

1. The Specific Art and Statutory Ground(s) on Which the Challenge is Based 5

2. How the Construed Claims are Unpatentable under the Statutory Grounds Identified in 37 C.F.R. § 42.204(b)(2) and Supporting Evidence Relied upon to Support the Challenge 7

V. FACTUAL BACKGROUND 7

A. Declaration Evidence 7

B. The State of the Art 8

C. The '156 Patent Application 11

D. The Prosecution History 12

VI. BROADEST REASONABLE CONSTRUCTION 13

A. Signature List 15

B. Without Interaction 15

VII. REPRESENTATIVE PROPOSED REJECTIONS SHOWING THAT PETITIONER HAS A REASONABLE LIKELIHOOD OF PREVAILING 16

Group 1: Proposed Rejections Based on the Balcha Reference 16

1-A Claims 1, 5, 9, 10, 23 and 24 Are Rendered Obvious by Balcha in view of Miller under 35 U.S.C. § 103 16

1-B Claim 37 Is Anticipated by Balcha under 35 U.S.C. § 102(e) 25

1-C Claims 6-8 Are Rendered Obvious by Balcha in View of Miller and Further in View of Freivald under 35 U.S.C. § 103 27

Group 2: Proposed Rejections based on the Miller Reference 30

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2-A Claims 1, 5-10, 23, 24, and 37 are Rendered Obvious by Miller in View of Freivald under 35 U.S.C. § 103 30

Group 3: Proposed Rejections based on the Freivald Reference 42

3-A Claim 37 is Anticipated by Freivald under 35 U.S.C. § 102(e) 42

Group 4: Proposed Rejections based on the Williams Reference 46

4-A Claims 1, 23, 24, and 37 Are Anticipated by Williams under 35 U.S.C. § 102(e) . 46

4-B Claims 5-10 Are Rendered Obvious by Williams in View of Miller under 35 U.S.C. § 103. 54

VIII. CONCLUSION 60

CERTIFICATE OF SERVICE 61

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EXHIBIT LIST

1001	U.S. Patent No. 6,738,799 to Dickenson
1002	Excerpts from Prosecution history of Application No. 09/303,958, the parent application of the '799 patent
1003	U.S. Patent No. 6,233,589 to Balcha et al.
1004	U.S. Patent No. 5,832,520 to Miller
1005	U.S. Patent No. 5,898,836 to Freivald et al.
1006	U.S. Patent No. 5,990,810 to Williams
1007	Declaration of Dr. Andrew Grimshaw, Ph.D.

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I. INTRODUCTION

Petitioner Oracle Corporation ("Oracle" or "Petitioner") respectfully requests *inter partes* review for claims 1, 5-10, 23, 24, and 37 of U.S. Patent No. 6,738,799 (the "'799 patent," attached as Ex. 1001) in accordance with 35 U.S.C. §§ 311–319 and 37 C.F.R. § 42.100 *et seq*.

The '799 patent is generally directed to methods for synchronizing files between a first computer and a second computer. More particularly, the '799 patent is directed to a file synchronization technique wherein a first computer (such as a server) determines whether a second computer (such as a client) has the latest version of a subscription file. *(Ex. 1001 at 3:36-44)*. A subscription file is a shared network document in which multiple clients are interested in keeping track of changes to the document such that the client's local version of the file is up-to-date. *(Id. at 6:46-56; 7:56-57)*. If the client's file is out of date, the server generates a "delta" or update file by comparing the signature list of the most current version of the subscription file with an old signature list representing the version of subscription file last transmitted to the client computer. *(Id. at 3:45 - 4:1; 4:16-23)*. The delta or update file is sent to the client computer, which thereafter alters the file as prescribed in the delta or update file such that the client's file is updated to match the current version of the file stored at the server. *(Id. at 4:30-32; 3:45-49)*.

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