UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SONY CORPORATION OF AMERICA AND HEWLETT-PACKARD CO.
Petitioners

v.

NETWORK-1 SECURITY SOLUTIONS, INC.
Patent Owner

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CASE IPR: *To be assigned*

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**PETITION FOR *INTER PARTES* REVIEW OF U.S. PATENT NO. 6,218,930 UNDER 35 U.S.C §§311-319 AND 37 C.F.R. §§ 42.1-.80 & 42.100-.123**

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Under 35 U.S.C. § 311 and 37 C.F.R. § 42.100, Sony Corporation of America and Hewlett-Packard Co. (collectively "Petitioners") respectfully request *inter partes* review ("IPR") of claims 6 and 9 of U.S. Patent No. 6,218,930 ("the '930 Patent," Exhibit ("Ex.") SH-1001) based on identical grounds as the two pending and joined IPR proceedings, namely Case No. IPR2013-00071 (the Avaya IPR) and Case No. IPR2013-00385 (the Dell IPR joined to the Avaya IPR) (collectively "the joined IPRs").

For the exact same reasons previously considered by the Board, on the exact same schedule, Petitioners respectfully seek to join the joined IPRs:

- In this petition, Petitioners assert the arguments copied verbatim from Dell's petition (IPR2013-00385), which in turn had copied the arguments verbatim from Avaya's petition (IPR2013-00071).
- In this petition, therefore, Petitioners assert, word-for-word, only the arguments that the Board has already instituted in IPR2013-00385 and IPR2013-00071. Thus, this petition does not add or alter any arguments that have already been considered by the Board, and this petition does this petition seek to expand the grounds of invalidity that the Board has already found support institution of IPR proceedings.
- In this petition, the Petitioners seek to follow the same schedule that the Board has instituted for the joined IPRs.

Because this petition is filed within 30 days of the institution of IPR2013-00385, and because this petition is accompanied by a motion for joinder to the joined IPRs (which includes IPR2013-00385), this petition is timely and proper under 35 U.S.C. § 315(c).

For the Board's convenience, and because the substance of this petition is based upon Dell's petition for IPR2013-00385 (which in turn was based upon Avaya's petition for IPR2013-00071), we note that the following sections are copied verbatim from Dell's petition for IPR2013-00385 (albeit, necessarily (1) updating "Petitioner" to "Petitioners," and (2) updating the exhibit-reference prefix to "SH" from Dell's prefix "DE," although the exhibits themselves are identical):

| **Unchanged Subparts from IPR2013-00385** | |
|---|---|
| II. B. 1. | Current Litigation |
| II. B. 2. | Prior Litigation |
| II. B. 4. | *Ex Parte* Reexamination |
| III. B. 1. | How the Challenged Claims Are to Be Construed |
| III. B. 2. | How the Construed Claims are Unpatentable |
| III. B. 3. | Supporting Evidence |
| IV. | Summary of the '930 Patent and Technology Background (including all subsections IV.A, IV.B.1, IV.B.2.a-b, and IV.C) |
| V. A. | Ground 1: Claims 6 and 9 are anticipated under 35 U.S.C. § 102(b) over Matsuno (including all subsections V.A.1-3) |
| V. B. | Ground 2: Claims 6 and 9 Are Obvious under § 103(a) over De Nicolo in view of Matsuno (including all subsections V.B.1-5) |
| IV. | Conclusion |

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