

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MICROSOFT CORPORATION.  
Petitioner,

v.

B.E. TECHNOLOGY, LLC,  
Patent Owner

Patent No. 6,628,314

Issued: September 30, 2003

Filed: October 30, 2000

Inventor: Martin David Hoyle

Title: COMPUTER INTERFACE METHOD AND APPARATUS WITH  
TARGETED ADVERTISING

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*Inter Partes* Review No. IPR2014-0039

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**PETITION FOR *INTER PARTES* REVIEW**

**TABLE OF CONTENTS**

I. COMPLIANCE WITH REQUIREMENTS FOR A PETITION FOR *INTER PARTES* REVIEW..... 4

A. Certification the '314 Patent May Be Contested by Petitioner..... 4

B. Fee for *Inter Partes* Review (§ 42.15(a))..... 4

C. Mandatory Notices (37 CFR § 42.8(b)) ..... 4

1. Real Party in Interest (§ 42.8(b)(1))..... 4

2. Other Proceedings (§ 42.8(b)(2))..... 5

3. Designation of Lead and Backup Counsel..... 5

4. Service Information (§ 42.8(b)(4)) ..... 5

D. Proof of Service (§§ 42.6(e) and 42.105(a)) ..... 6

II. IDENTIFICATION OF CLAIMS BEING CHALLENGED (§ 42.104(B)) ..... 6

III. RELEVANT INFORMATION CONCERNING THE CONTESTED PATENT ..... 7

A. Effective Filing Date and Prosecution History of the '314 Patent ..... 7

B. Person of Ordinary Skill in the Art ..... 7

C. Construction of Terms Used in the Claims ..... 8

IV. PRECISE REASONS FOR RELIEF REQUESTED ..... 10

A. Claims 11-14, 16-19 Are Anticipated by U.S. Patent No. 5,809,242 (Shaw) ..... 10

1. Shaw Anticipates Claim 11..... 11

2. Shaw Anticipates Claim 12..... 17

3. Shaw Anticipates Claim 13..... 17

4. Shaw Anticipates Claim 14..... 18

5. Shaw Anticipates Claim 16..... 18

6. Shaw Anticipates Claim 17..... 18

7. Shaw Anticipates Claim 18..... 19

8. Shaw Anticipates Claim 19..... 19

Petition for *Inter Partes* Review of U.S. Patent No. 6,628,314

B.	Claim 15 Would Have Been Obvious Based on Shaw in view of Robinson.....	20
C.	Claim 20 Would Have Been Obvious Based on Shaw in View of, <i>inter alia</i> , Ex. 1022 (RFC 1635) .....	21
D.	Claim 21 Would Have Been Obvious Based on Ex. 1005 (Shaw) in View of, <i>inter alia</i> , Ex. 1022 (RFC 1635).....	25
E.	Claim 22 Would Have Been Obvious Based on Shaw in View of, <i>inter alia</i> , Ex. 1022 (RFC 1635) .....	26
F.	Claims 11-14, 16-19 Are Anticipated By Guyot .....	27
1.	Guyot Anticipates Claim 11.....	27
2.	Guyot Anticipates Claim 12.....	32
3.	Guyot Anticipates Claim 13.....	33
4.	Guyot Anticipates Claim 14.....	33
5.	Guyot Anticipates Claim 16.....	33
6.	Guyot Anticipates Claim 17.....	34
7.	Guyot Anticipates Claim 18.....	34
8.	Guyot Anticipates Claim 19.....	35
9.	Guyot Anticipates Claim 20.....	35
G.	Claim 15 Would Have Been Obvious Based on Ex. 1006 ( <u>Guyot</u> ) in View of Ex. 1007 ( <u>Robinson</u> ).....	36
H.	Claim 20 Would Have Been Obvious Based on Ex. 1006 ( <u>Guyot</u> ) in View of Ex. 1022 (RFC 1635) .....	37
I.	Claim 21 Would Have Been Obvious Based on Ex. 1006 ( <u>Guyot</u> ) in View of Ex. 1022 (RFC 1635) .....	40
J.	Claim 22 Would Have Been Obvious Based on Ex. 1006 ( <u>Guyot</u> ) in View of Ex. 1022 (RFC 1635) .....	41
K.	Claims 11-19 Are Anticipated by Ex. 1007 ( <u>Robinson</u> ).....	42
1.	Robinson Anticipates Claim 11 .....	42
2.	Robinson Anticipates Claim 12 .....	48
3.	Robinson Anticipates Claim 13 .....	49
4.	Robinson Anticipates Claim 14 .....	50

Petition for *Inter Partes* Review of U.S. Patent No. 6,628,314

5.	Robinson Anticipates Claim 15 .....	51
6.	Robinson Anticipates Claim 18 .....	51
7.	Robinson Anticipates Claim 19 .....	52
L.	Claim 11 Would Have Been Obvious Based on Ex. 1007 ( <u>Robinson</u> ) .....	52
M.	Claims 16 and 17 Would Have Been Obvious Based on Ex. 1007 ( <u>Robinson</u> ) in view of General Knowledge in the Field .....	53
1.	Claim 16 Would Have Been Obvious.....	53
2.	Claim 17 Would Have Been Obvious.....	55
N.	Claim 20 Would Have Been Obvious Based on Ex. 1007 ( <u>Robinson</u> ) in View of Ex. 1022 (RFC 1635).....	56
O.	Claim 21 Would Have Been Obvious Based on Ex. 1007 ( <u>Robinson</u> ) in View of Ex. 1022 (RFC 1635).....	58
P.	Claim 22 Would Have Been Obvious Based on Ex. 1007 ( <u>Robinson</u> ) in View of Ex. 1022 (RFC 1635).....	59
V.	CONCLUSION.....	60

**Attachment A. Proof of Service of the Petition**

**Attachment B. List of Evidence and Exhibits Relied Upon in Petition**

**I. COMPLIANCE WITH REQUIREMENTS FOR A PETITION FOR *INTER PARTES* REVIEW**

**A. Certification the '314 Patent May Be Contested by Petitioner**

Petitioner certifies that U.S. Patent No. 6,628,314 (the '314 patent) (Ex. 1001) is eligible for *inter partes* review. Petitioner certifies that it is not barred or estopped from requesting *inter partes* review of the claims of the '314 patent on the grounds identified in this Petition. Neither Petitioner, nor any party in privity with Petitioner, has filed a civil action challenging the validity of any claim of the '314 patent. The '314 patent has not been the subject of a prior *inter partes* review by Petitioner or a privy of Petitioner.

Petitioner also certifies this petition for *inter partes* review is filed within one year of the date of service of a complaint alleging infringement of the '314 patent. Petitioner was served with such a complaint on **October 10, 2012**, Ex. 1017, which led to Civil Action No. 2:12-cv-02829-JPM in the Western District of Tennessee. Ex. 1016. This petition thus complies with 35 U.S.C. § 315(b).

**B. Fee for *Inter Partes* Review (§ 42.15(a))**

The Director is authorized to charge the fee specified by 37 CFR § 42.15(a) to Deposit Account No. 50-1597.

**C. Mandatory Notices (37 CFR § 42.8(b))**

**1. Real Party in Interest (§ 42.8(b)(1))**

The real party of interest of this petition pursuant to § 42.8(b)(1) is

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