# UNITED STATES PATENT AND TRADEMARK OFFICE ———————— BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC. Petitioner,

v.

### EVOLUTIONARY INTELLIGENCE, LLC, Patent Owner

Patent No. 7,702,682 Issued: April 20, 2010 Filed: November 14, 2005 Inventor: Michael De Angelo

Title: SYSTEM AND METHOD FOR CREATING AND MANIPULATING INFORMATION CONTAINERS WITH DYNAMIC REGISTERS

\_\_\_\_\_

Inter Partes Review No. IPR2014-000XX

**Declaration of Henry Houh Regarding** 

U.S. Patent No. 7, 702,682



I, Henry Houh, do hereby declare and state, that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

Dated: October 22, 2013



#### **TABLE OF CONTENTS**

I.	INTRODUCTION							
	A.	Engagement						
	B.	Background and Qualifications						
	C.	Compensation and Prior Testimony						
	D.	Information Considered						
II.	LEGAL STANDARDS FOR PATENTABILITY							
	A.	Anticipation						
	B.	Obviousness						
III.	THE	E '682 PATENT						
	A.	Effective Filing Date of the '682 Patent Claims						
	B.	Person of Ordinary Skill in the Art						
	C.	Tern	Terms Used in the Claims					
		1.	1. "container"					
		2.	2. "register" and "container register"					
		3.	"gate	eway"	17			
IV.	PATENTABILITY ANALYSIS OF CLAIMS 1-23 OF THE '682 PATENT							
	A.	Claims 1-23 Relative to U.S. Patent No. 6,195,654 ("Wachtel")						
		4. Overview of Wachtel						
		5.		nparison of Wachtel to Claims 1-23 of the '682 Patent				
			a.	Claim 1, 19, 21 and 23	39			
			b.	Claims 18, 20, 22	47			
			c.	Claim 2	53			
			d.	Claim 3	54			
			a.	Claim 4	56			
			b.	Claim 5	59			
			c.	Claim 6				
			d.	Claim 7	62			



		e.	Claim 8	63		
		f.	Claim 9	64		
		g.	Claim 10	65		
		h.	Claim 11	65		
		i.	Claim 12	67		
		j.	Claim 13	67		
		k.	Claim 14	68		
		1.	Claim 15	69		
		m.	Claim 16	70		
		n.	Claim 17	71		
	B.	Overview of U.S. Patent No. 6,006,222 ( <u>Culliss</u> )				
		Overview of SavvySearch				
	C.	Error! Bookmark not defined.				
	D.	Overview of <u>Chang</u>				
V	APP	PENDIX A. N	MATERIALS CONSIDERED BY	104		



#### **TABLE OF APPENDICES**

Appendix A: List of Materials Considered



## DOCKET

### Explore Litigation Insights



Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

#### **Real-Time Litigation Alerts**



Keep your litigation team up-to-date with **real-time** alerts and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

#### **Advanced Docket Research**



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

#### **Analytics At Your Fingertips**



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

#### API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

#### **LAW FIRMS**

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

#### **FINANCIAL INSTITUTIONS**

Litigation and bankruptcy checks for companies and debtors.

#### **E-DISCOVERY AND LEGAL VENDORS**

Sync your system to PACER to automate legal marketing.

