

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TWITTER, INC. AND YELP INC.
Petitioners

v.

EVOLUTIONARY INTELLIGENCE, LLC
Patent Owner

Patent No. 7,010,536

Filing Date: January 28, 1999

Issue Date: March 7, 2006

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

Inter Partes Review No. Unassigned

PETITION FOR *INTER PARTES* REVIEW

UNDER 35 U.S.C. §§ 311-319 AND 37 C.F.R. § 42.100 *ET SEQ.*

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EXHIBIT LIST

Exhibit No.	Description
1001	U.S. Patent No. 7,010,536
1002	U.S. Patent No. 5,493,692
1003	Complaint for Patent Infringement Against Twitter, Inc.
1004	Evolutionary Intelligence, LLC v. Twitter, Inc. Proof of Service
1005	Complaint for Patent Infringement Against Yelp Inc.
1006	Evolutionary Intelligence, LLC v. Yelp Inc. Proof of Service
1007	Declaration of Don Turnbull, Ph.D
1008	'536 Patent Prosecution History
1009	Patent Holder's Infringement Contentions in district Court Litigation, Ex. A (Apple Chart), Ex. E (Twitter Chart) and Ex. Q (Yelp Chart)
1010	IEEE Standard Dictionary of Electrical and Electronics Terms (Sixth Edition) (1997)
1011	IBM Dictionary of Computing (Tenth Edition) (1993)

I. Introduction

Through counsel, real parties in interest Twitter, Inc. and Yelp Inc. (“Petitioners”) hereby petition for initiation of *inter partes* review of U.S. Patent No. 7,010,536, entitled “System and Method for Creating and Manipulating Information Containers With Dynamic Registers.” (“the ’536 patent”). Ex. 1001. The ’536 patent issued on March 7, 2006 more than nine months prior to the filing of this petition. *Id.* The ’536 patent is currently asserted in a co-pending litigation, and this petition is being filed within one year of Petitioners being served with a complaint for patent infringement. *See* Exs. 1003-1006 (Complaints and Certificates of Service). Thus, the ’536 patent is eligible for *inter partes* review.

II. Formalities

A. Real Party in Interest

The real parties in interest are Twitter, Inc., incorporated in the state of Delaware with its principal place of business at 1355 Market Street, Suite 900, San Francisco, California 94103 and Yelp Inc., incorporated in the state of Delaware with its principal place of business at 140 New Montgomery Street, San Francisco, California 94103.

B. Related Matters

The ’536 patent is the subject of the following civil actions:

- *Evolutionary Intelligence LLC v. Yelp Inc.*, Civil Action No. 4:13-cv-03587 (DMR) (N.D. Cal.)

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