

Petition for *Inter Partes* Review of
U.S. Patent No. 7,010,536

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Facebook, Inc.
Petitioner

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. _____

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List of Exhibits

Exhibits Cited in this Petition

Exhibit 1001: U.S. Patent No. 7,010,536 to Michael De Angelo, including Certificate of Correction

Exhibit 1002: U.S. Patent No. 6,016,478 to Qili Zhang et al.

Exhibit 1003: U.S. Patent No. 5,737,416 to Thomas Cooper et al.

Exhibit 1004: U.S. Patent No. 6,073,090 to Erik Fortune et al.

Exhibit 1005: U.S. Patent No. 6,496,793 to Daniel Veditz et al.

Petition for *Inter Partes* Review of
U.S. Patent No. 7,010,536

Petitioner Facebook, Inc. (“Petitioner”) respectfully petitions for *inter partes* review under 35 U.S.C. §§ 311-319 and 37 C.F.R. § 42 of claims 15 and 16 of U.S. Patent No. 7,010,536 (Ex. 1001) (“the ‘536 patent”).

I. MANDATORY NOTICES UNDER 37 C.F.R. § 42.8(a)(1)

A. Real Party-In-Interest under 37 C.F.R. § 42.8(b)(1)

Petitioner, Facebook, Inc. is the real party-in-interest.

B. Related Matters under 37 C.F.R. § 42.8(b)(2)

The ‘536 patent is the subject of litigation styled *Evolutionary Intelligence, LLC v. Facebook, Inc.*, No. 13-CV-04202, pending in the U.S. District Court for the Northern District of California. The patent owner, Evolutionary Intelligence, LLC, originally filed suit on October 17, 2012 in the U.S. District Court for the Eastern District of Texas. Facebook was served with process on October 23, 2012. The patent owner alleges that Facebook infringes claims of the ‘536 patent. Facebook denies that it infringes and asserts that the patent is invalid. The matter was transferred to the Northern District of California on August 27, 2013.

The patent owner has filed eight other suits against other defendants for alleged infringement of the ‘536 patent. *See Evolutionary Intelligence, LLC v. Apple Inc.*, No. 13-04201, *Evolutionary Intelligence, LLC v. Foursquare Labs, Inc.*, No. 13-04203, *Evolutionary Intelligence, LLC v. GroupOn, Inc.*, No. 13-04204,

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