

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

RPX Corporation,
Petitioner,

v.

Macrosolve, Inc.,
Patent Owner

Case IPR2014-00140

U.S. Patent No. 7,822,816

NOTICE OF PROPOSED MOTIONS

BY PETITIONER RPX CORP.

NOTICE OF PROPOSED MOTIONS

The initial conference call in this matter is scheduled for June 19, 2014 at 2:00pm Eastern Time. Pursuant to the instructions for initial conference calls set forth in the Office Trial Practice Guide, Petitioner RPX Corp. provides the following notice regarding anticipated motions in this case.

Petitioner's Motions: RPX observes that the patent involved in this proceeding, U.S. Patent No. 7,822,816, was recently the subject of Ex Parte Reexamination Certificate No. 10187, issued June 10, 2014, which canceled all claims. It is RPX's understanding that the Reexamination Certificate represents the final disposition of the '816 patent reexamination. RPX accordingly requests permission to file a motion to terminate this IPR pursuant to 37 C.F.R. § 42.72 because the claims of the '816 Patent have already been canceled as invalid. Before filing such a motion, RPX will seek assurances that Macrosolve (1) will not seek to revive the claims of the '816 patent and (2) does not seek to amend its claims in this proceeding.

RPX does not presently intend to file any other motions but nevertheless reserves the right to file a motion to exclude evidence or a motion for observation on the dates set forth in the scheduling order for this case, as well as to request permission to file any other motions that become necessary as the case develops (e.g., a motion for discovery).

Respectfully submitted,

June 17, 2014

/David L. McCombs/

David McCombs

Registration No. 32,271

Attorney Docket No.: 51167.2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent of: Payne	§	IPR 2014-00140
	§	
U.S. Patent No. 7,822,816	§	Attorney Docket No.: 51167.2
	§	
Issued: October 26, 2010	§	Customer No.: 27683
	§	
Title: SYSTEM AND METHOD	§	Petitioner:
FOR DATA	§	RPX Corporation
MANAGEMENT	§	
	§	

CERTIFICATE OF SERVICE

The undersigned certifies, in accordance with 37 C.F.R. § 42.205, that service was made on the Patent Owner as detailed below.

Date of service June 17, 2014

Manner of service FEDERAL EXPRESS

Documents served Notice of Proposed Motions

Persons served Terry L. Watt
Scott R. Zingerman
Red H. Holmes
Fellers Snider Blankenship Bailey & Tippens
The Kennedy Building
321 South Boston Suite 800
Tulsa, OK 74103-3318

/David McCombs/
David McCombs
Registration No. 32,271