Paper No. 4

#### UNITED STATES PATENT AND TRADEMARK OFFICE

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#### BEFORE THE PATENT TRIAL AND APPEAL BOARD

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# RPX CORPORATION. Petitioner,

v.

# VIRNETX, INC. AND SCIENCE APPLICATION INTERNATIONAL CORPORATION, Patent Owner

Patent No. 7,921,211 Issued: April 5, 2011 Filed: August 17, 2007

Inventors: Victor Larson, et al.

Title: AGILE NETWORK PROTOCOL FOR SECURE COMMUNICATIONS USING SECURE DOMAIN NAMES

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Inter Partes Review No. IPR2014-00174

CORRECTED PETITION FOR INTER PARTES REVIEW



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### 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 '211 Patent May Be Contested by Petitioner

Petitioner certifies that U.S. Patent No. 7,921,211 (the '211 patent) (Ex. 1001) is available for *inter partes* review. Petitioner certifies that it is not barred or estopped from requesting *inter partes* review of the claims of the '211 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 '211 patent. As explained in § C.1, below, the '211 patent has not been the subject of a prior *inter partes* review by Petitioner or a privy of Petitioner, and neither Petitioner, nor any party in privity with Petitioner, has been served with a complaint alleging infringement of any claim of the '211 patent.

#### 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. 20-0780.

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

### 1. Real Party in Interest ( $\S 42.8(b)(1)$ )

The real party in interest of this petition pursuant to § 42.8(b)(1) is RPX Corporation ("RPX") located at One Market Plaza, Steuart Tower, Suite 800, San Francisco, California 94105.

RPX is the leading provider of patent risk solutions, offering defensive



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