

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

WEBASTO ROOF SYSTEMS, INC.
Petitioner,

v.

UUSI, LLC
Patent Owner.

Case IPR2014-00650
Patent 7,579,802

PETITIONER'S REPLY TO PATENT OWNER'S RESPONSE

Attorney Docket: 130163.231151

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To try to avoid invalidity, Patent Owner advocates narrow claim constructions that lack support in the intrinsic record and conflict with Patent Owner's prior positions. For instance, Patent Owner's position that the sensor in claim 1 cannot be a speed sensor contradicts its infringement position in litigation. Patent Owner also proposes narrowing the phrase "a travel path" in claims 7 and 15 to "the entire travel path," which conflicts with the plain broader meaning of the claim term. Similarly, Patent Owner seeks to narrow claim 15's "logic unit" by interpreting it as a means-plus-function limitation even though there is no "means for" language. In addition, Patent Owner improperly imports limitations into claim 11 based on what Patent Owner admits is an example in the specification. Setting aside Patent Owner's incorrect constructions, the claims would have been obvious, and in many cases remain obvious even under those constructions. While Patent Owner argues against combining the prior art, those arguments are misdirected at how well such combinations would operate in a real-world environment.

I. RESPONSE TO PATENT OWNER'S INTRODUCTORY REMARKS

Patent Owner devotes the first 8 pages of its Response to assertions having little to do with the merits that appear intended to sway the Board to credit Patent Owner over Petitioner. Patent Owner's allegations regarding its background and contributions are unsupported. For example, there is no evidence that its patent was implemented or would perform acceptably "in real world automobile

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