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Filed on behalf of The Gillette Company

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

**PETITION FOR *INTER PARTES* REVIEW OF
U.S. PATENT NO. 7,147,759
CHALLENGING CLAIMS 2, 3, 5-9, 13-16, 19, 41-43 AND 45
UNDER 35 U.S.C. § 312 AND 37 C.F.R. § 42.104**

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TABLE OF AUTHORITIES

In re ICON Health & Fitness, Inc., 496 F.3d 1374, 1379 (Fed. Cir. 2007).

37 C.F.R. §42.22(a)(1)

37 C.F.R. § 42.100(b)

37 C.F.R. §42.104(a)

37 C.F.R. §42.104(b)(1)-(5)

77 Fed. Reg. 48764 (Aug. 14, 2012)

35 U.S.C. § 315(c)

37 C.F.R. §§ 42.22 and 42.122(b)

I. MANDATORY NOTICES

A. Real Party-in-Interest

The Gillette Company (“Petitioner”), a wholly-owned subsidiary of the Procter & Gamble Co., is the real party-in-interest.

B. Related Matters

Zond has asserted U.S. Patent No. 7,147,759 (“759 Patent”) (Ex. 1101) against numerous parties in the District of Massachusetts, 1:13-cv-11570-RGS (*Zond v. Intel*); 1:13-cv-11577-DPW (*Zond v. AMD, Inc., et al*); 1:13-cv-11581-DJC (*Zond v. Toshiba Am. Elec. Comp. Inc.*); 1:13-cv-11591-RGS (*Zond v. SK Hynix, Inc.*); 1:13-cv-11625-NMG (*Zond v. Renesas Elec. Corp.*) ; 1:13-cv-11634-WGY (*Zond v. Fujitsu, et al.*); and 1:13-cv-11567-DJC (*Zond v. Gillette, Co.*) (Ex. 1120).

The below-listed claims of the ‘759 Patent are presently the subject of a substantially identical petition for *inter partes* review styled The Gillette Company v. Zond, Inc., which was filed February 20, 2014 and assigned Case No. IPR2014 – 00444. Petitioner will seek joinder with that *inter partes* review under 35 U.S.C. § 315(c), 37 C.F.R. §§ 42.22 and 42.122(b).

C. Counsel

Lead Counsel: Michael A. Diener (Registration No. 37,122)

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