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Filed on behalf of The Gillette Company

By: Michael A. Diener, Reg. No. 37,122

Larissa B. Park, Reg. No. 59,051

Wilmer Cutler Pickering Hale and Dorr LLP

60 State Street

Boston, MA 02109

Tel: (617) 526-6000

Email: Michael.Diener@wilmerhale.com

Larissa.Park@wilmerhale.com

UNITED STATES PATENT AND TRADEMARK OFFICE

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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THE GILLETTE COMPANY

Petitioner

v.

ZOND, INC.

Patent Owner

IPR Trial No. TBD

**PETITION FOR *INTER PARTES* REVIEW OF  
U.S. PATENT NO. 6,853,142  
CHALLENGING CLAIMS 40 and 41  
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

37 C.F.R. § 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. 6,853,142 (“‘142 Patent”) (Ex. 1401) 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.*). Petitioner is also filing additional Petitions for *Inter Partes* review in several patents related<sup>1</sup> to the ‘142 Patent.

The below-listed claims of the ‘142 Patent are presently the subject of a substantially identical petition for *inter partes* review styled Intel Corporation v. Zond, Inc., which was filed March 13, 2014 and assigned Case No. IPR2014-00498. 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

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<sup>1</sup> The related patents, e.g., name the same alleged inventor.

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