### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE PATENT TRIAL AND APPEAL BOARD

Applicant:	Foster	Universal Remote Control, Inc.
Case No.:	IPR2014-01112	V.
Filing Date:	March 31, 2003	Universal Electronics, Inc.
Patent No.:	RE39,059	Trial Paralegal: Cathy Underwood
Title:	COMPUTER PROGRAMMABLE REMOTE CONTROL	Attorney Doc.: 059489.143500

### PRELIMINARY RESPONSE OF PATENT OWNER PURSUANT TO 37 C.F.R. § 42.107

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	A. B.	The Petition Does Not Establish that Lexicon and AMX Are Prior Art to the '059 Patent Under 35 U.S.C. § 102(b)12 There Is No Reasonable Likelihood that Claims 13 – 17, 19 – 26, or 30 are Obvious in View of Lexicon and Ciarcia (Ground 1)
		<ol> <li>The Petition's Obviousness Analysis under Ground 1 Does Not Apply the Requisite <i>Graham</i> Factors at least Because the Petition Does Not Identify Any Differences Between the Claim Limitations and the Alleged Prior Art15</li> <li>The Petition Fails to Identify Why One Having Ordinary Skill in the Art Would Be Motivated to Combine Lexicon and Ciarcia</li></ol>
		<ul> <li>a. The Petition Does Not Establish That Lexicon and Ciarcia Teach or Suggest a Soft Key Object that Comprises a Tagname for a Command that Is to Be Issued When the Soft Key Is Activated</li></ul>
	C.	There Is No Reasonable Likelihood that Claims 13 – 17, 19 – 26, or 30 Are Obvious in View of AMX and the Admitted Prior Art (Ground 2)

1.	AMX and the Admitted Prior Art Do Not Teach a	
	Remote Control Development Program that Allows a	
	User to Display and/or Edit a Screen Object Having a	
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