

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD; SAMSUNG ELECTRONICS AMERICA,
INC.; SAMSUNG TELECOMMUNICATIONS AMERICA, LLC

Petitioners

v.

AFFINITY LABS OF TEXAS, LLC

Patent Owner

Case IPR2014-01181

Patent 8,532,641

Before KEVIN F. TURNER, LYNNE E. PETTIGREW, and JON B.
TORNQUIST, Administrative Patent Judges.

PATENT OWNER'S LIST OF PROPOSED MOTIONS

Further to the Board's Scheduling Order (Paper 11) setting an Initial Conference Call for March 3, 2015 that was rescheduled to March 5, 2015 through stipulation by the parties and granted by the Board, and in light of the requirements listed on pages 48765-66 of the Office Trial Practice Guide, 77 Fed. Reg. 48756 (Aug. 14, 2012), Patent Owner hereby submits a list of proposed motions presently contemplated by Patent Owner and which Patent Owner intends to raise during the Initial Conference Call:

- A possible motion to expunge under 37 C.F.R. §§ 42.7 and 42.23(b) any new evidence or arguments presented by Petitioners in their reply brief in support of the Petition. In the alternative, Patent Owner will request a sur-reply to address new arguments or evidence raised by Petitioners in their reply brief;

- A possible motion to amend one or more of the claims upon which *inter partes* review has been instituted pursuant to Rule 42.121;

- A possible motion(s) to exclude evidence based on the Federal Rules of Evidence.

Patent Owner further notes that, although it does not at this time have reason to believe a Motion for Protective Order pursuant to Rule 42.54 will be necessary, should such a need arise Patent Owner would contemplate approaching the Board with a proposed protective order after conferring with counsel for Petitioners.

Dated: March 3, 2015

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this 3rd of March 2015, a copy of this Patent Owner's List of Proposed Motions has been served in its entirety by e-mail on the Petitioners:

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Dated: March 3, 2015

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