

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

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

Petitioners

v.

AFFINITY LABS OF TEXAS, LLC

Patent Owner

---

Case IPR2014-01184  
Patent 8,532,641

---

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

**PETITIONERS' LIST OF PROPOSED MOTIONS**

Further to the Board's Scheduling Order (Paper 11) setting an Initial Conference Call for March 3, 2015, and directing the parties to pages 48,756, 48, 765-66 of the Office Patent Trial Practice Guide, 77 Fed. Reg. 48,756, 48,765-66 (Aug. 14, 2012), and Board's February 24, 2014 email rescheduling the Initial Conference Call for March 5<sup>th</sup>, 2015, Petitioners Samsung Electronics Co., Ltd., and Samsung Electronics America, Inc., ("Petitioners") hereby submit a list of proposed motions presently contemplated by Petitioners and which Petitioners intend to raise during the Initial Conference Call:

- Potential motion(s) for *Pro Hac Vice* Admission pursuant to Rule 42.10(c) (as previously authorized by the Board in Paper 3);
- Potential motion(s) to exclude evidence based on the Federal Rules of Evidence (as scheduled by the Board in Paper 11);
- The modified schedule Petitioners have proposed in their pending request for joinder of this proceeding with IPR2015-00820, as set forth in their Motion For Joinder and Request For Shortened Response Time For Patent Owner's Preliminary Response (IPR2015-00820, Paper 3), to resolve these two proceedings together without delaying resolution of the above-captioned proceeding.

During the Initial Conference Call Petitioners also expect—in light of the Board's coordination of the schedule in this proceeding with the schedules in IPR2014-01181 and IPR2014-01182—to respectfully request that the Board confirm that it expects to issue concurrent final written decisions in these proceedings. Although these are, as noted, the motions presently contemplated by Petitioners, it is Petitioners' understanding that, as stated in the Trial Practice Guide (at 48,765) “[s]ubmission of [this] list would not preclude the filing of additional motions not contained in the list.”

Respectfully submitted,

March 3, 2015

IPR2014-01184  
U.S. Patent No. 8,532,641

Attorney Docket No.  
110797-0004-657

By: /J. Steven Baughman/  
J. Steven Baughman (Lead Counsel)  
Reg. No. 47,414  
**ROPES & GRAY LLP**  
One Metro Center, 700 12<sup>th</sup> St. – Ste. 900  
Washington, DC 20005-3948  
P: 202-508-4606 / F: 202-383-8371  
steven.baughman@ropesgray.com

Gabrielle E. Higgins (Backup Counsel)  
Reg. No. 38,916  
**ROPES & GRAY LLP**  
1900 University Avenue – Suite 600  
East Palo Alto, CA 94303  
P: 650-617-4000 /F: 650-617-4090  
gabrielle.higgins@ropesgray.com

Mailing address for all PTAB correspondence: **ROPES & GRAY LLP**  
IPRM – Floor 43, Prudential Tower, 800 Boylston Street, Boston, MA 02199-3600

*Attorneys for Petitioners, Samsung Electronics Co., Ltd., and Samsung Electronics America, Inc.*

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of PETITIONERS' LIST OF PROPOSED MOTIONS has been served in its entirety by causing the aforementioned document to be electronically mailed, pursuant to the Samsung and HTC Petitioners' and Patent Owner's agreement, to the following attorneys of record for the Patent Owner listed below:

Patent Owner's  
Counsel of Record:

Ryan M. Schultz  
ROBINS, KAPLAN, MILLER & CIRESI L.L.P.  
[rmschultz@rkmc.com](mailto:rmschultz@rkmc.com)

Thomas R. DeSimone  
ROBINS, KAPLAN, MILLER & CIRESI L.L.P.  
[TRDeSimone@rkmc.com](mailto:TRDeSimone@rkmc.com)

Dated: March 3, 2015

/Carolyn L. Redding/  
Carolyn L. Redding

**ROPES & GRAY LLP**