

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MERCEDES-BENZ USA, LLC
and MERCEDES-BENZ U.S. INTERNATIONAL, INC.,
Petitioner,

v.

VELOCITY PATENT, LLC,
Patent Owner.

Case IPR2014-01247
Patent 5,954,781

**PETITIONER'S NOTICE OF COMPLIANCE AND
TRANSMITTAL OF CORRECTED PETITION**

In the Board's Notice of Filing Date Accorded to Petition (Paper No. 3), the Board identified defects in the claim charts and spacing in the Petition for this proceeding filed August 4, 2014.

The Board indicated that the claim charts "should only be used to provide an element-by-element showing as to how the prior art teaches the limitations of a claim (e.g., citations to a prior art reference, quotations from a prior art reference)" and that the charts "may not include arguments, claim construction, statements of the law, or detailed explanations as to why a claim limitation is taught or rendered obvious by the prior art." Paper No. 3 at page 2. The Board further indicated that the document must be double-spaced and pointed out that the footnotes in the Petition should be reformatted accordingly. *Id.*

The Board stated that Petitioner should submit a Corrected Petition for the present case. *Id.* Petitioner is filing a Corrected Petition concurrently with this Notice in accordance with the comments in Paper No. 3. Petitioner submits that the Corrected Petition complies with the Board's rules. Specifically, Petitioner has removed all the claim charts in the Corrected Petition and has presented the content previously in the claim charts as prose. The footnotes have also been reformatted (i.e., double-spaced) as requested.

Petitioner submits that no substantive changes have been made to the Petition due to the reformatting to remove the charts and correct the spacing in the

footnotes. Petitioner requests entry of the Corrected Petition and institution of *Inter Partes* Review on the grounds identified therein.

Dated: August 20, 2014

Respectfully submitted,

/Celine J. Crowson/

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Certificate of Service

I certify that on August 20, 2014, a copy of this Notice has been served on Patent Owner via Federal Express at the following address:

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