

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LG ELECTRONICS, INC.,
LG ELECTRONICS U.S.A., INC., and
LG ELECTRONICS MOBILECOMM U.S.A., INC.
Petitioner

v.

CYPRESS SEMICONDUCTOR CORP.
Patent Owner

Patent 6,493,770

PETITION
to Institute an *Inter Partes* Review of
U.S. Patent No. 6,493,770
under
37 C.F.R. § 42.100 et seq.

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
United States Patent and Trademark Office
PO Box 1450
Alexandria, Virginia 22313-1450
Submitted Electronically via the Patent Review Processing System

TABLE OF CONTENTS

| | |
|---|-----|
| TABLE OF AUTHORITIES..... | VII |
| EXHIBIT LIST | IX |
| I. § 42.22(A)(1) — A STATEMENT OF THE PRECISE RELIEF REQUESTED | 1 |
| II. § 42.104(A) – GROUNDS FOR STANDING..... | 1 |
| III. MANDATORY NOTICES..... | 2 |
| IV. § 42.104(B) – IDENTIFICATION OF CHALLENGES | 3 |
| A. § 42.104(b)(1)-(2)—Claims, Statutory Grounds, and Prior Art..... | 3 |
| V. INTRODUCTION | 4 |
| A. § 42.104(b)(3)—How the Challenged Claims Are To Be Construed | 7 |
| VI. SUMMARY OF THE ‘770 PATENT AND ITS PROSECUTION HISTORY | 9 |
| A. Overview..... | 9 |
| B. The ‘770 Patent..... | 9 |
| C. Prosecution History..... | 14 |
| 1. The ‘103 Patent | 14 |
| 2. The ‘825 Patent | 15 |
| VII. § 42.104(B)(4) – HOW THE CONSTRUED CLAIMS ARE UNPATENTABLE..... | 19 |

A. Ground #1: Claims 1, 5, 7, 10, 11, 15-17 of the ‘770 Patent are Obvious under Section 103(a) over the APA and Yap19

- 1. Admitted Prior Art19
- 2. Claim 122
- 3. Claim 528
- 4. Claim 729
- 5. Claim 1030
- 6. Claim 1131
- 7. Claim 1532
- 8. Claim 1632
- 9. Claim 1733

B. Ground #2: Claims 2, 3, 12, and 13 of the ‘770 Patent are Obvious under Section 103(a) over the APA, Yap, and Michelson.....33

- 1. Claim 233
- 2. Claim 336
- 3. Claim 1237
- 4. Claim 1337

C. Ground #3: Claims 1-3, 10-13, 16, 17, 18, and 20 are unpatentable under 35 U.S.C. § 103, as being obvious over Michelson, PCCextend, and Davis ..37

- 1. Claim 137

2. Claim 245

3. Claim 346

4. Claim 10.....47

5. Claim 1147

6. Claim 12.....47

7. Claim 13.....48

8. Claim 16.....48

9. Claim 17.....49

10. Claim 18.....51

11. Claim 20.....53

D. Ground #4: Claims 5, 7, 15, and 19 of the '770 Patent are unpatentable under 35 U.S.C. § 103, as being obvious over Michelson, PCCextend, Davis, and the APA54

1. Claim 5.....54

2. Claim 7.....55

3. Claim 15.....55

4. Claim 19.....56

E. Ground #5: Claims 18-20 are unpatentable under 35 U.S.C. § 102(e) as being anticipated by Yap57

1. Claim 18.....57

| | |
|-----------------------|----|
| 2. Claim 19..... | 59 |
| 3. Claim 20..... | 59 |
| VIII. CONCLUSION..... | 60 |

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.