

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SHARP CORPORATION, SHARP ELECTRONICS CORPORATION, and
SHARP ELECTRONICS MANUFACTURING COMPANY OF AMERICA, INC.,
Petitioners,

v.

SURPASS TECH INNOVATION LLC,
Patent Owner.

Case IPR2015-00021
Patent No. 7,202,843 B2

PETITIONERS' REQUEST FOR REHEARING PURSUANT TO 37 C.F.R. § 42.71(d)

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Pursuant to 37 C.F.R. § 42.71(d), Petitioners Sharp Corporation, Sharp Electronics Corporation, and Sharp Electronics Manufacturing Company of America, Inc. hereby request rehearing of the portions of the Board's March 18, 2015 Decision (Paper 10) relating to Grounds 2 and 3 of the Petition (Paper 1).

I. INTRODUCTION

Petitioners respectfully submit that the Board misapprehended its power to correct an obvious drafting error in Claim 1 of U.S. Patent No. 7,202,843 ("the '843 Patent) and failed to apply the broadest reasonable construction in light of the specification.

Specifically, Petitioners noted that Claim 1 recites an apparent drafting error, namely, requiring that the claimed LCD driving circuit apply "*data* impulses" to a pixel of an LCD panel "via the *scan* line." (Paper 1, Petition at 18-19). But as pointed out in the Petition, the specification and drawings all confirm that *data* impulses can be applied *only* "via the *data* line," and not via the scan line. (*Id.* at 12, 18-19). Instead, only control signals are applied via the scan lines. Under the broadest *reasonable* construction in *light of the specification*, it is beyond reasonable dispute that Claim 1 was intended to cover applying data impulses via the data line, and not the scan line. Indeed, even Patent Owner does not disagree. Nevertheless, the Board held that "Petitioner has not shown sufficiently that claim 1 ... contains an error," and construed Claim 1 "as written." (Paper 10, Decision at 5). As a result of its construction, the Board rejected Grounds 2 and 3 for invalidity with respect to this Claim.

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