

United States Patent & Trademark Office
Patent Trial & Appeal Board

IRON DOME LLC
Petitioner

v.

E-WATCH, INC.
Patent Owner

Petition for Inter Partes Review
of

Patent No. 7,365,871 (to David Monroe)

Titled: Apparatus for Capturing, Converting and Transmitting ...

Issued from: Application No. 10/336,470

Issue date: April 29, 2008

For Paralegal:

Number of Claims Challenged = 15
Power of Attorney enclosed
Fee paid online by credit card

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e-Watch, Inc.
EXH. 2004

Table of Contents

I. Introductory Matters - 1 -

A. Relief Requested - 1 -

B. Grounds for Standing..... - 1 -

C. Mandatory Notices..... - 1 -

II. Prior Art References - 3 -

A. Earliest possible effective filing date is January 12, 1998 - 3 -

B. Swear-Behind Affidavit Under Rule 131 - 3 -

III. Technical Background & Claim Construction..... - 6 -

A. Technical Background of the Challenged Patent - 6 -

B. Claim Construction - 6 -

IV. Grounds for Challenge - 8 -

A. Parulski - primary reference..... - 8 -

B. Reece - secondary reference..... - 8 -

V. Claim Analysis..... - 9 -

Independent Claim 1 - 9 -

Claim 2..... - 14 -

Claim 3..... - 15 -

Claim 4..... - 15 -

Claim 5..... - 16 -

Independent Claim 6 - 17 -

Claim 7..... - 22 -

Claim 8..... - 22 -

Independent Claim 9 - 23 -

Claim 10 - 28 -

Claim 11 - 28 -

Independent Claim 12 - 28 -

Claim 13 - 32 -

Claim 14 - 32 -
Claim 15 - 32 -

Exhibit List

- Exh. 1001 U.S. Patent No. 7,365,871 (‘challenged patent’)
- Exh. 1002 Parulski et al.; U.S. Patent No. 6,122,526 (‘Parulski’)
- Exh. 1003 Reece et al.; U.S. Patent No. 5,893,037 (‘Reece’)
- Exh. 1004 “AFFIDAVIT OF DAVID A. MONROE UNDER 37 CFR 1.131” dated Dec. 27, 2004 in the prosecution history of the challenged patent (‘Affidavit’)
- Exh. 1005 “OFFICE COMMUNICATION” dated Aug. 9, 2005 in the prosecution history of the challenged patent (‘Office Action’)

Citation Form Used

Reference to supporting documents indicated by “@_____”.

Citations to U.S. Patents are shown as [column number : line numbers].

Citations to line-numbered documents are shown as [page number : line numbers].

Claim terms are distinguished from other text by “underlining.”

Issue Presented

The challenged patent was recently asserted in patent infringement lawsuits against mobile smartphones that transmit photo images over wireless cellular networks, such as Apple's iPhone 4S and Samsung's Galaxy SIII. A search of the prior art reveals that the claims are obvious over two patent publications that both disclose a combination camera-phone that transmits digital photos over wireless cellular networks. Simply put, what the challenged patent claims as an invention was already known in the prior art.

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