

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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VMR PRODUCTS LLC

Petitioner,

v.

FONTEM HOLDINGS 1 B.V.

Patent Owner.

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Case 2015-000859

Patent No. 8,365,742

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**PATENT OWNER'S PRELIMINARY RESPONSE TO PETITION FOR  
*INTER PARTES* REVIEW OF U.S. PATENT NO. 8,365,742**

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## LIST OF EXHIBITS RELIED UPON HEREIN

Petitioner's Exhibits	
Exhibit	Description
Ex. 1001	U.S. Patent No. 8,365,742 (“the ‘742 patent”)
Ex. 1006	WO 2005/099494, which is the PCT application equivalent of Hon (CN2719043) (“Hon ‘494”)
Ex. 1007	Certified English translation of WO 2005/099494
Ex. 1010	European Patent No. EP0845220 B1 (“Susa”)
Ex. 1011	U.S. Patent No. 5,144,962 (“Counts”)
Ex. 1012	WO 03/034847 (“Abhulimen”)
Ex. 1013	U.S. Patent No. 2,057,353 (“Whittemore”)
Ex. 1014	Litigation Proceedings in CV 14-1645-Rulings on Claims Construction
Ex. 1017	Prosecution History, Non-final Office Action

Ex. 1020	'742 Prosecution History, Examiner Interview Summary
<b>Patent Owner's Exhibits</b>	
<b>Exhibit</b>	<b>Description</b>
2001	Electronic Cigarette: a possible substitute for cigarette dependence by P. Caponnetto et al. 2013; 79:1, 12-19
2002	Safety evaluation and risk assessment of electronic cigarettes as tobacco cigarette substitutes: a systematic review Ther Adv Drug Saf 2014, Vol 5(2) 67-86
2003	e-cigarette definition Dictionary.reference.com
2004	Dkt 93 - 0Joint Claim Construction and Prehearing Statement; Case No. CV14-1645 GW (MRWx)
2005	The New Oxford American Dictionary 2001
2006	Dkt 133 Civil Minutes dated May 7, 2015, Case No. CV 14-1645-GW (MRWx)
2007	US Patent 4,981,522 Nichols et al.
2008	Dkt 34 - Revised Joint Claim Construction and Prehearing Statement, Case No. CV 14-1645-GW (MRWx) and related cases

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