

UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE PATENT TRIAL AND APPEAL BOARD

LG DISPLAY CO., LTD.,

Petitioner,

v.

SURPASS TECH INNOVATION LLC,

Patent Owner.

Case IPR2015-00885

Patent 7,202,843 B2

- - - - -

Before: SALLY C. MEDLEY and BETH Z. SHAW,  
Administrative Patent Judges.

Tuesday, April 5, 2016

3:00 p.m.

Reported by:  
Adam D. Miller  
Job no. 43711

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TELEPHONIC HEARING

April 5, 2016

3:00 p.m.

Telephonic Hearing, the  
proceedings being recorded  
stenographically by ADAM D. MILLER, Notary  
Public and Registered Professional  
Reporter.

## 1 APPEARANCES:

2 On Behalf of Petitioner:

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1 JUDGE MEDLEY: Good afternoon. This  
2 is Judge Medley. I have with me on the  
3 line Judge Shaw. This is a conference  
4 call with respect to IPR 2015-00885  
5 between LG Display and Surpass Technology.

6 I'd like to begin with a roll  
7 call. Beginning with petitioner, who do I  
8 have on the line?

9 MR. BARROW: Good afternoon. This  
10 is Bill Barrow and Robert Pluta from Mayer  
11 Brown on behalf of LG Display.

12 JUDGE MEDLEY: Okay. Thank you.  
13 And for Patent Owner?

14 MR. HELGE: Good afternoon, Your  
15 Honor. Wayne Helge for Patent Owner,  
16 Surpass.

17 JUDGE MEDLEY: And do we have a  
18 court reporter?

19 THE COURT REPORTER: We do, Your  
20 Honor. It's Adam Miller.

21 JUDGE MEDLEY: Okay, great.

22 So we received a request from  
23 Patent Owner for this conference call  
24 regarding termination of this proceeding.  
25 So I'll let Patent Owner take the floor.

1 MR. HELGE: Thank you, Your Honor.  
2 I think Your Honor may know that a  
3 decision was recently issued in IPR  
4 2015-00021. Now, the same patent and the  
5 same claims at issue in this case were  
6 also at issue in that case. And that case  
7 determined in this final written decision  
8 that those four -- or those three claims,  
9 Claims 4, 8, and 9 of the '843 patent were  
10 unpatentable. And in that case it was an  
11 anticipation argument in view of the Ham  
12 reference, H-A-M.

13 Here we have essentially the  
14 same issue, the question of whether Claims  
15 4, 8, and 9 are unpatentable over a  
16 different reference, the Lee reference in  
17 this particular case.

18 However, Patent Owner at this  
19 point requests permission to move for  
20 termination. The section we'd move under  
21 is 37CFR42.72, which permits the Board to  
22 terminate a case where appropriate.

23 Now, there are some examples  
24 provided in that regulation, but I don't  
25 believe that those are exclusive; and in

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