

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD., SAMSUNG DISPLAY CO., LTD;
AND SONY CORPORATION,
Petitioners

v.

SURPASS TECH INNOVATION LLC
Patent Owner

Case IPR2015-00887
Patent 7,420,550

**PATENT OWNER SURPASS TECH INNOVATION LLC'S
PRELIMINARY RESPONSE**

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LIST OF PATENT OWNER'S EXHIBITS

<u>Exhibit</u>	<u>Description</u>
2001	“Petitioner and His Money are Soon Parted: Separate Fee Payments Do Not Reduce Risk of Non-Institution of Redundant Grounds”; Authored by M. Carniaux and M. Sander; interpartesreviewblog.com, dated November 13, 2014 (accessed June 1, 2015)
2002	Joint Stipulation to Stay Cases Pending <i>Inter Partes</i> Review, filed November 20, 2014
2003	Order Granting Joint Stipulation to Stay Cases Pending <i>Inter Partes</i> Review, entered November 21, 2014

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I. Introduction and Argument

a. The Serial Nature of This Petition is an Abuse of the Administrative Process

Samsung Electronics Co., Ltd., Samsung Display Co., Ltd. (collectively, “Samsung”), and Sony Corporation (“Sony”) (Sony and Samsung are collectively referred to as the “Petitioners”) filed the current Petition for *inter partes* review of claims 1-5 of U.S. Patent No. 7,420,550 (“the ‘550 patent”) on March 16, 2015. But this filing represents only the most recent of many similar requests for Board resources filed by a common group of accused infringers in litigation with Patent Owner Surpass Tech Innovation LLC (“Surpass”).

More than five months previously, on October 3, 2014, three Sharp entities filed two petitions for IPR against Surpass: IPR2015-00021 challenging claims 1, 4, 8, and 9 of U.S. Patent No. 7,202,843; and IPR2015-00022 challenging claims 1-5 of the ‘550 patent (hereinafter these petitions will be collectively referred to as the “First Round Petitions”).¹

¹ Because Patent Owner Surpass has already introduced the ‘550 patent and its claims in its preliminary response in IPR2015-00022, this Preliminary Response will begin by explaining the many reasons why this second-bite at the apple should

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