

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC., MOTOROLA MOBILITY LLC, and
TOSHIBA AMERICA INFORMATION SYSTEMS, INC.,
Petitioners

v.

GLOBAL TOUCH SOLUTIONS, LLC
Patent Owner

Case IPR2015-01173
Patent No. 7,329,970 B2

PATENT OWNER'S REQUEST FOR REHEARING

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Patent Owner Global Touch Solutions, LLC (“PO” herein) respectfully requests rehearing of the Interlocutory Decision of the Board presented in a conference call dated June 30, 2016 (the transcript of that conference call was submitted by Petitioners as Exhibit 1038) authorizing Petitioners to make wholesale replacements of Exhibit 1003, a document filed by Petitioners more than a year ago on May 11, 2015, and Exhibit 1035, a document filed by Petitioners on June 6, 2016. Neither exhibit was a Declaration although both are styled that way. Neither Exhibit was admissible evidence. Without evidence or basis, the Decision of the Board permitted replacement of Exhibits 1003 and 1035 with “Corrected” Exhibits 1003 and 1035. PO seeks rehearing of that Decision.

With respect, PO submits that the Decision, which replaces inadmissible documents with purportedly admissible Declarations only after PO’s objection to the same, was made without the consideration of any evidence, and is contrary to the very clear Rules of the Patent Trial and Appeal Board specifically crafted for the conduct of *Inter Partes* Review proceedings. Accordingly, PO respectfully submits the Decision whose rehearing is sought is an abuse of discretion.

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