

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HYDRITE CHEMICAL CO.,
Petitioner,

v.

SOLENIS TECHNOLOGIES, L.P.,
Patent Owner.

Case IPR2015-01592
Patent 8,962,059

**PATENT OWNER'S IDENTIFICATION OF NEW EVIDENCE AND
ARGUMENT IN PETITIONER'S REPLY PAPERS**

Pursuant to the Board's Order dated July 27, 2016, Paper No. 24, Patent Owner submits the following list identifying material from Petitioner's reply papers, including the Supplemental Declaration of Dr. David A. Rockstraw (Ex. 1025), that improperly present new arguments and evidence.

I. Material from Petitioner's Reply (Paper 21)

1. Pages 1-2 and 8-9: issue of alleged simultaneous invention, including citations to and reliance on Ex. 1004 (interference proceeding), Ex. 1022 (Chippewa Valley Ethanol Company ("CVEC") slides), and Ex. 1030 (U.S. Patent No. 8,841,469);
2. Pages 4-7: deposition testimony presenting a new rationale for how one allegedly would have arrived at the inventions recited in claims 1-19; and
3. Pages 13 and 20-21: citations to and reliance on Ex. 1025, ¶¶ 13-23 (see below) and newly added Ex. 1027 (Atlas) concerning arguments regarding "HLB opposing that for emulsion being treated" language from Ex. 1027.

II. Material from Supplemental Declaration of Dr. David A. Rockstraw (Ex. 1025)

1. ¶¶ 11, 17, 18, 19, 22, 23, regarding newly submitted Atlas reference (Ex. 1027) and arguments relying upon its "HLB opposing that for emulsion being treated" language, and

2. ¶¶ 12, 23, regarding newly submitted Cereal Science reference (Ex. 1028) and comments relying upon its disclosure regarding phosphatides.

Respectfully submitted,

Dated: August 8, 2016

/Joseph Lucci/

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CERTIFICATE OF SERVICE

I, David N. Farsiou, hereby certify that on this 8th day of August, 2016, the foregoing **PATENT OWNER'S IDENTIFICATION OF NEW EVIDENCE AND ARGUMENT IN PETITIONER'S REPLY PAPERS** was served electronically via e-mail on the following:

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