

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VOLKSWAGEN GROUP OF AMERICA, INC.

Petitioner,

v.

JOAO CONTROL & MONITORING SYSTEMS, LLC

Patent Owner

Case IPR2015-01610

Patent 6,542,076

PATENT OWNER'S RESPONSE TO PETITION
FOR *INTER PARTES* REVIEW UNDER 37 C.F.R. § 42.107

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LIST OF EXHIBITS

Exhibit	Description
EX2001	"Preliminary Remarks" filed by Applicant on November 26, 2006 during prosecution of the patent application that issued as related U.S. Patent No. 7,277,010
EX2002	"Supplement to the Remarks for the Amendment filed on October 24, 2007" filed on November 23, 2007 during prosecution of the patent application that issued as related U.S. Patent No. 7,397,363
EX2003	Declaration of Steven W. Ritcheson
EX2004	August 26, 2015 Opinion and Order Construing Disputed Claim Terms in the matter of <i>JCMS v. Chrysler Group LLC</i> , Case No. 13-cv-13957 (E.D. Mich.)
EX2005	Transcript of April 20, 2016 Deposition of Scott Andrews
EX2006	Transcript of April 21, 2016 Deposition of Scott Andrews
EX2007	"The Internet Report," Morgan Stanley Global Technology Group, February 1996.

I. INTRODUCTION

In response to the Petition for *Inter Partes* Review (“Petition”) filed by Petitioner, the Board has instituted *inter partes* review (Paper 7, the “Decision”) of claims 3, 18, 65, 67, 68, 70, 73, 91, 103, 116, 119, 120 and 205 (“Challenged Claims”) of U.S. Patent No. 6,542,076 (“the ‘076 Patent”) based on the following grounds:

Ground	Claims	Proposed Rejections
1	3, 18, 65, 67, 68, 70, 73, 91, 103, 116, 119, 120 and 205	anticipated by Kniffin
2	94 and 110	obvious in view of Kniffin
3	96	obvious in view of Kniffin and Neely
4	3, 18, 65, 67, 70, 73, 91, 103, 116, 119 and 205	anticipated by Ryochi
5	94 and 110	obvious in view of Ryochi
6	68, 96 and 120	obvious in view of Ryochi and Neely

The six proposed grounds of rejection are substantively flawed, in that none of the cited references teach important properly construed claim limitations. For example, none of the cited references teach an “A to B to C” control

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