UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AMX, LLC AND DELL INC.,
Petitioners

v.

CHRIMAR SYSTEMS, INC.
Patent Owner

Case No. IPR2016-00574 U.S. Patent No. 8,902,760

PATENT OWNER'S PRELIMINARY RESPONSE UNDER 37 C.F.R. § 42.107(A)



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2. Obviousness
B. Claim Construction
Prior Claim Constructions from the District Court Litigation
1. "pairs of conductors"
C. The Petition should be denied because Petitioners have not made a <i>prima facie</i> case that the '760 Patent's claims are obvious in view of the De Nicolo references
1. The De Nicolo References
a. The '666 Patent discloses a method and apparatus for allocating power among processor cards in a closed, modular system
b. The '468 Patent discloses a system for powering Ethernet-based telephones



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	ordinary skill in the art would have been motivated to combine the De Nicolo references to achieve the system claimed by the '760 Patent
	Petitioners offer only a conclusory statement that a person of ordinary skill would have known how to combine the De Nicolo references
4.	Petitioners do not contend that a person of ordinary skill in the art would have had a reasonable expectation of success
cas	ound 2: Petitioners have not made a <i>prima facie</i> e that the '760 Patent is obvious in view of the onegotiation references
	a. Petitioners wrongly assume that the '760 Patent claims autonegotiation
	b. Petitioners have not shown that the autonegotiation references disclose a path configured to draw DC current through a loop formed over at least one conductor of a first pair of conductors and at least one conductor of a second pair of conductors
	c. There is no evidence to support Petitioners' unsupported inference that their proposed paths draw different magnitudes of <u>DC</u> current
	d. The autonegotiation references, themselves, disprove Petitioners' contention that the disclosed autonegotiation system would work if the Ethernet device is powered off
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