

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Apple Inc., Samsung Electronics Co. Ltd., and Samsung Electronics America, Inc.,
Petitioners,

v.

Rosetta-Wireless Corporation,
Patent Owner

PETITION FOR INTER PARTES REVIEW

OF

U.S. PATENT NO. 7,149,511

TABLE OF CONTENTS

I.	MANDATORY NOTICES	1
A.	Real Parties-in-Interest	1
B.	Related Matters.....	1
C.	Lead and Back-up Counsel and Service Information	2
II.	GROUNDS FOR STANDING.....	2
III.	INTRODUCTION	2
A.	Overview of the 511 Patent and Relevant Technology.....	4
B.	The 511 Claims and Reexamination History	6
IV.	STATUTORY GROUNDS FOR THE CHALLENGE	8
V.	CLAIM CONSTRUCTION	9
A.	“a first interface for allowing an application on an external display device to pick and open said at least one electronic file while said at least one electronic file remains resident on said personal network server” (claims 1/58)	9
B.	“network server” (claims 1/58)	10
C.	“wireless communications channel” (claims 1/58, 10/65).....	12
VI.	GROUND 1: Claims 1-10 and 58-65 are Rendered Obvious by Kimura in View of the Knowledge of a Person Having Ordinary Skill in the Art.....	13
A.	Claims 1 and 58.....	14
B.	Claims 2 and 59.....	40
C.	Claims 3 and 60.....	44
D.	Claims 4 and 61	45
E.	Claims 5 and 62.....	47
F.	Claims 6 and 63.....	49
G.	Claims 7 and 64.....	50
H.	Claim 8	53
I.	Claim 9	55
J.	Claims 10 and 65.....	56
VII.	CONCLUSION.....	59

PETITIONERS' EXHIBIT LIST

AP-1001	U.S. Patent No. 7,149,511 (challenged patent)
AP-1002	Declaration of Dr. Nathaniel Polish
AP-1003	Reexamination History of U.S. Patent No. 7,149,511
AP-1004	U.S. Patent No. 5,864,853 to Kimura et al.
AP-1005	IEEE 100, THE AUTHORITATIVE DICTIONARY OF IEEE STANDARDS TERMS, 7th Ed. (2000) (excerpts)
AP-1006	MICROSOFT COMPUTER DICTIONARY 5th Ed (2002) (excerpts)
AP-1007	Patent Owner Rosetta's Initial Infringement Contentions served in Co-Pending Litigation (excerpts)
AP-1008	U.S. 5,978,805 to Carson
AP-1009	U.S. 5,845,293 to Veghte et al.
AP-1010	U.S. 5,797,089 to Nguyen
AP-1011	U.S. 6,222,726 to Cha
AP-1012	Graham, THE FACTS ON FILE, DICTIONARY OF TELECOMMUNICATIONS (1983) (excerpts)

I. MANDATORY NOTICES

A. Real Parties-in-Interest

The Petitioners and real parties-in-interest are Apple Inc. (“Apple”), and Samsung Electronics Co. Ltd. and Samsung Electronics America, Inc. (together, “Samsung”).

B. Related Matters

U.S. Patent No. 7,149,511 (AP-1001, the “511 Patent”) is involved in five pending litigations in Federal District Court for the Northern District of Illinois, each filed by Patent Owner Rosetta-Wireless Corp. as plaintiff (“Rosetta” or “Patent Owner”): *Rosetta-Wireless Corp. v. Apple Inc.*, Case No. 1:15-cv-00799; *Rosetta-Wireless Corp. v. Samsung Elecs. Co., Ltd. et al.*, Case No. 1:15-cv-10605; *Rosetta-Wireless Corp. v. Motorola Mobility LLC*, Case No. 1:15-cv-10611; *Rosetta-Wireless Corp. v. LG Electronics Co. et al.*, Case No. 1:15-cv-10608; and *Rosetta-Wireless Corp. v. High Tech Computer Corp. et al.*, Case No. 1:15-cv-10603. The above litigation in which Apple is the defendant will be referred to herein as the “Co-Pending Litigation.”

To the best of Petitioners’ knowledge, the 511 Patent does not claim priority to any applications or patents, but the following patents and applications claim priority to the application (No. 09/652,734) that resulted in the 511 Patent: US 2007/0055762; WO 02/19626; ES 2291346; EP 1314293; DE 60129567; AU 8721301; and AT 368346. In addition, to the best of Petitioners’ knowledge,

related EP 1314293 is involved in two litigations in the United Kingdom: *Rosetta Wireless UK Limited v. BlackBerry UK Limited & BlackBerry Limited*, No. HP14C01081; and *BlackBerry UK Limited v. Rosetta-Wireless Corp.*, No. HP14B03633. The 511 Patent has been the subject of Reexamination Nos. 90/011,569 and 90/011,596. Finally, Petitioners are concurrently filing a second petition seeking IPR of the 511 Patent.

C. Lead and Back-up Counsel and Service Information

Petitioners designate as lead counsel Brian Ferguson (Reg. No. 36,801), available at 1300 Eye Street NW, Suite 900, Washington, DC 20005 (T: 202-682-7516, brian.ferguson@weil.com), and the additional practitioners listed in the signature block below as backup counsel. Please address all correspondence to both lead and backup counsel. Petitioners consent to service by email.

II. GROUNDS FOR STANDING

Petitioners certify that the 511 Patent is available for *inter partes* review and that Petitioners are not barred or estopped from requesting *inter partes* review challenging the patent claims on the ground identified in this Petition.

III. INTRODUCTION

The 511 Patent describes a portable server computer that wirelessly receives and stores electronic files, and provides remote access to those files to an external display device. The challenged system claims recite, in sum, a portable server that has a generic RF receiver to wirelessly receive an electronic file, generic software

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