Filed on behalf of Oxbo International Corporation

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

H&S MANUFACTURING COMPANY, INC.

Petitioner,

V.

OXBO INTERNATIONAL CORPORATION

Patent Owner.

Case IPR2016-00950 Patent 8,166,739

PATENT OWNER'S PRELIMINARY RESPONSE



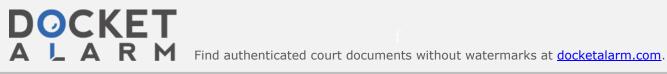
Table of Contents

I.	INT	RODUCTION	1		
II.	OVERVIEW OF THE '739 PATENT				
	A.	Background	4		
	B.	Invention of the '739 patent	6		
	C.	Relevant prosecution history of the '739 patent	9		
III.	PER	RSON HAVING ORDINARY SKILL IN THE ART	10		
IV.	CLAIM CONSTRUCTION				
	A.	Conveyor	12		
	B.	Continuous line of material pickup	13		
V.	OVERVIEW OF THE ASSERTED REFERENCES				
	A.	Compost Turner	14		
	B.	Crop inverter and fluffer	16		
	C.	Twin Merger			
	D.	Combine Harvesters			
		1. Van der Lely	21		
		2. Von Allwörden	22		
		3. Declementi	25		
	E.	Swather Attachment			
	F.	Swather			
	G.	Hay harvester	28		
VI.	STA	ANDARD FOR GRANTING INTER PARTES REVIEW	29		
VII.	THE LAW OF ANTICIPATION AND OBVIOUSNESS				
VIII.	EAC	CH GROUND SHOULD BE REJECTED AS FAILING TO			
	ESTABLISH UNPATENTABILITY				

A.		nd 1: Claim 1 of the '739 Patent is not obvious over Schnittjer i of Zhavoronkin	
	1.	Schnittjer is not applicable to the '739 patent	32
	2.	The combination of Schnittjer and Zhavoronkin does not disclose all elements of claim 1	35
	3.	A POSA would have had no reason to combine Schnittjer with Zhavoronkin or have had a reasonable expectation of success doing so	of
В.	comb	nd 2: Claim 1 of the '739 Patent is not obvious over the ination of Dow '757 in view of van der Lely, in further view of Allwörden	
	1.	The combination of Dow '757, van der Lely and von Allwörde does not disclose multiple elements of claim 1	
		 a. None of the references discloses a center (second) pickur assembly	46 47 50
	2.	A POSA would not have a reason to combine Dow '757 with van der Lely and/or von Allwörden or have had a reasonable expectation of success of doing so	52
	3.	The disclosure of von Allwörden provides no reason to modify Dow '757	y 56



	C.	Ground 3: Claim 1 of the 7/39 Patent is not obvious over the combination of Declementi in view of US Honey, in further view of Lohrentz			
		1.	None of Declementi, US Honey, and Lohrentz discloses a windrow merger		
		2.	Declementi does not disclose a pickup head	59	
		3.	The combination of Declementi with US Honey and Lohrer would not teach the first, second and third pickup assemblied having corresponding transverse belt conveyors	es	
	D.		and 4: Claim 1 of the '739 Patent is not obvious over the bination of Zhavoronkin in view of CA Honey	63	
		1.	The combination of Zhavoronkin and CA Honey does not disclose multiple elements of claim 1	64	
		2.	A POSA would not have been motivated to combine Zhavoronkin and CA Honey or have had a reasonable expectation of success in doing so.	67	
IX.	SEC	ONDA	ARY CONSIDERATIONS		
Χ.	CON	ICLUS	JION	75	



List of Exhibits Relied Upon in Preliminary Response

Exhibit #	Description
2001	Shinners, K.J., <i>et al.</i> , Equipment to Rake and Merge Hay and Forage, University of Wisconsin Forage Research and Extension (2003), cited in Petitioner's Ex. 1012 at ¶118. (H&S 093286-91)
2002	Jarrett, EP0120574A1, October 3, 1984



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