PETITION FOR INTER PARTES REVIEW OF U.S. PATENT NO. 8,504,746

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the *Inter Partes* Review of U.S. Patent No. 8,504,746

Trial No.: IPR2016-01211

Issued: August 6, 2013

Filed: September 27, 2010

Inventor: Michael Tasler

Assignee: Papst Licensing GmbH & Co., KG

Title: ANALOG DATA GENERATING AND PROCESSING DEVICE

FOR USE WITH A PERSONAL COMPUTER

MAIL STOP PATENT BOARD

Patent Trial and Appeal Board United States Patent & Trademark Office P.O. Box 1450 Alexandria, Virginia 22313-1450

CORRECTED PETITION FOR INTER PARTES REVIEW UNDER 37 C.F.R. § 42.100

In response to the Notice of Filing Date Accorded to Petition mailed on June 24, 2016, this corrected petition is being timely filed to make the corrections requested by the Board. Specifically, footnotes 2 and 3 that appear on pages 8 and 14, respectively, have been double-spaced.

Inter partes review is respectfully requested for claims 1-12, 14-15, 17-21, 23-31, 34-35 (the "Challenged Claims") of U.S. Patent No. 8,504,746 ("the '746 patent"), attached hereto as Exhibit 1201.



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The undersigned representative of Petitioners authorizes the Patent Office to charge the \$23,000 Petition Fee to Deposit Account 501432, ref: 876346-605001. 30 claims are being reviewed, so \$8,000 excess claim fees are due. The undersigned representative further authorizes payment for any additional fees that may be due in connection with this Petition to be charged to the above-referenced Deposit Account.



TABLE OF CONTENTS

Page

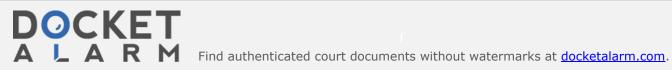
I.	Intro	oduction					
II.	Grou	unds for Standing Pursuant to 37 C.F.R. § 42.104(a)					
III.	Background Information for '746 Patent						
	A.	Overview of the '746 Patent Family and Prosecution History					
IV.	Identification of Challenge Pursuant to 37 C.F.R. § 42.104(b)						
	A.	37 C.F.R. § 42.104(b)(1): Claims for Which <i>Inter Partes</i> Review Is Requested					
	В.	37 C.F.R. § 42.104(b)(2): The Prior Art and Specific Grounds on Which the Challenge to the Claims Is Based					
	C.	37 C.F.R. § 42.104(b)(3): Claim Construction					
	D.	37 C.F.R. § 42.104(b)(4): How the Construed Claims are Unpatentable					
	E.	37 C.F.R. § 42.104(b)(5): Supporting Evidence					
V.	There Is a Reasonable Likelihood That The Challenged Claims of the '746 Patent Are Unpatentable						
	A.	Prior Art					
		1.	Kawaguchi	10			
		2.	Matsumoto	11			
		3.	Kawaguchi, Matsumoto, DASM-AD14, Takahashi, Saito, and Muramatsu are Properly Combinable	12			
		4.	Level of Skill	15			
	B.	Challenged Claims					
		1.	Independent Claim 1	15			
		2.	Dependent Claim 2	27			
		3.	Dependent Claim 3	28			
		4.	Dependent Claim 4	28			
		5.	Dependent Claim 5	29			
		6.	Dependent Claim 6	30			
		7.	Dependent Claims 7, 8, 26	31			



TABLE OF CONTENTS

(continued)

				Page
		8.	Dependent Claim 9	32
		9.	Dependent Claim 10	34
		10.	Dependent Claims 11, 12	35
		11.	Dependent Claim 14	36
		12.	Dependent Claim 15	37
		13.	Dependent Claims 17, 18	38
		14.	Dependent Claim 19	41
		15.	Dependent Claim 20	43
		16.	Dependent Claims 21, 27 and 28	44
		17.	Dependent Claim 23	48
		18.	Dependent Claim 24	50
		19.	Dependent Claim 25	52
		20.	Dependent Claim 29	53
		21.	Dependent Claim 30	53
		22.	Independent Claim 31	54
		23.	Independent Claim 34	59
		24.	Dependent Claim 35	61
VI.	Mandatory Notices Pursuant to 37 C.F.R. § 42.8(a)(1)			
	A.	C.F.I	R. § 42.8(b)(1): Real Party-In-Interest	63
	B.	C.F.I	R. § 42.8(b)(2): Related Matters	64
	C.		R. § 42.8(b)(3) and (4): Lead and Back-up Counsel and ice Information	66
VII.	Conclusion			
	C011 0 11011011			



PETITION FOR INTER PARTES REVIEW OF U.S. PATENT NO. 8,504,746

I. Introduction

The '746 patent specification describes an interface device designed to facilitate the transfer of data between an input/output ("i/o") device and a host computer that allegedly obviates the need for installation of driver software on the computer. Ex. 1201 at 1:37-40; 7:11-20.

The '746 patent is owned by Papst Licensing GmbH & Co., KG ("Papst" or the "Patent Owner"). The District Court judge in a litigation involving an ancestor of the '746 patent described Papst by stating that "the business of Papst is litigation, not invention or production." Ex. 1202 (Memorandum Order of Judge Collyer) at 6 (emphasis in original). Papst acquired the patent family, including the five earlier applications and two issued patents related to application no. 12/891,443 ("the '443 application") from which the '746 patent issued, nine years after the filing date of the earliest application in the chain. See USPTO Assignment Record executed Mar. 8, 2006, at 17314-114. The '443 application was filed and prosecuted entirely under Papst's control during the pendency of patent infringement litigation filed by Papst against the Petitioners and others based on the two earlier-issued patents.

Filed in 2010, the '443 application, issued in 2013. During prosecution of the '443 application, Papst presented nearly 600 references for the Examiner to consider via Information Disclosure Statements – a near impossible task for a tightly time constrained examination. As a result, the Examiner did not focus on certain highly



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