

Gupta Exhibit 3

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

CANON, INC.,

Plaintiffs,

v.

**COLOR IMAGING, INC. and
GENERAL PLASTIC INDUSTRIAL
CO., LTD.,**

Defendants.

CASE NO. 1:11-CV-03855-RLV

AND RELATED COUNTERCLAIMS

**REBUTTAL EXPERT REPORT OF DR. B. E. SPRINGETT REGARDING
INVALIDITY OF UNITED STATES PATENT NO. 7,647,012**

I.	INTRODUCTION	4
II.	LEGAL STANDARDS	5
III.	OVERVIEW OF THE ASSERTED PRIOR ART	6
	A. MATSUSHITA ‘407	6
	B. YOSHIKI ‘079.....	8
	C. KAWAMURA ‘208	10
	D. KATO ‘795	13
	E. UI ‘574	16
	F. MATSUOKA ‘806.....	18
	G. SUNDBERG ‘990.....	25
	H. HILTON ‘966.....	28
IV.	ANTICIPATION	29
V.	OBVIOUSNESS ANALYSIS	30
	A. RUSSELL ‘163, HILTON ‘966, AND SUNDBERG ‘990 ARE ANALOGOUS PRIOR ART	30
	B. MOTIVATION TO COMBINE.....	42
	C. OVERVIEW OF WHY THE ASSERTED CLAIMS ARE INVALID FOR OBVIOUSNESS	46
	1. Container Body	47
	2. Cap	47
	3. Driving Member.....	54
	4. Releasing Tab.....	59
	5. Pushing Member	60
	D. ANALYSIS OF THE CLAIM ELEMENTS	61
	1. Claim 24: “a hollow cylindrical driving member that has a slot formed therein, which slot extends in a circumferential direction and defines a plurality of interior surfaces of the hollow cylindrical member”	62
	2. Claim 24: “a hollow cylinder that is substantially concentric with the hollow cylindrical driving member”	66
	3. Claim 24: “(ii) a sealing member provided at the one axial end portion of said container body, said sealing member being movable relative to said container body in an axial direction of said container body”	67
	4. Claim 24: “(ii-i) a sealing portion provided at a side adjacent said container body and configured to seal said opening when said sealing member and said container body are in a first position relative to one another, said opening becoming unsealed by relative movement of said sealing member and said container body away from one another from the first position to a second position relative to one another”	76
	5. Claim 24: “(ii-ii) a coupling portion provided at a side remote from said container body and configured and positioned to receive a rotational driving force”	78

6.	Claim 24: “ii-ii-i) a supporting portion provided on said sealing portion, said supporting portion being elastically displaceable in an inward direction toward the axis of said container body and elastically restorable in an outward direction away from the axis of said container body”	85
7.	Claim 24: “ii-ii-ii) an engaging portion provided at a free end of said supporting portion, said engaging portion configured and positioned to (a) displace in an inward direction with said supporting portion as said engaging portion enters the hollow cylindrical driving member and (b) engage with the slot of the hollow cylindrical driving member when said supporting portion elastically restores in an outward direction”	88
8.	Claim 24: “ii-ii-ii-i) a rotational force receiving portion capable of being abutted in a circumferential direction of the hollow cylindrical driving member by at least a portion of a first interior surface of the hollow cylindrical driving member defined by the slot to receive a rotational drive force from the hollow cylindrical driving member to rotate said container body”	92
9.	Claim 24: “ii-ii-ii-ii) a locking portion capable of being abutted in an axial direction of the hollow cylindrical driving member by at least a portion of a second interior surface of the hollow cylindrical driving member defined by the slot to prevent the sealing member from moving in the axial direction of said container body when said container body moves away from the hollow cylindrical driving member, thus causing the relative movement of said sealing member and said container body from the first position, in which said opening is sealed, to the second position, in which said opening is unsealed”	96
10.	Claim 24: “ii-ii-iii) a displacing force receiving portion provided at a position closer to said container body than said engaging portion, said displacing force receiving portion configured and positioned to receive a force from the hollow cylinder and cause said supporting portion to elastically displace in an inward direction, wherein a radially outermost part of said displacing force receiving portion is more remote from a rotation axis of said coupling portion than a radially outermost part of said engaging portion.”	101
11.	Claim 25: “wherein said coupling portion includes a plurality of supporting portions, each of which has an engaging portion and a displacing force receiving portion, and wherein said supporting portions are arranged discretely in a rotational direction of said coupling portion.”	106
12.	Claim 30: “wherein said supporting portion is made of a plastic material”	108
E.	THERE IS NO OBJECTIVE EVIDENCE OF NON-OBVIOUSNESS	109
VI.	RESPONSE TO “ADDITIONAL COMMENTS”	110
VII.	OTHER TOPICS	111

REBUTTAL EXPERT REPORT OF DR. B. E. SPRINGETT REGARDING
INVALIDITY OF UNITED STATES PATENT NO. 7,647,012

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.