

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

JUNIPER NETWORKS INC.,
RUCKUS WIRELESS, INC.,
BROCADE COMMUNICATION SYSTEMS, INC.,
and NETGEAR, INC.,
Petitioners,

v.

CHRIMAR SYSTEMS, INC.,
Patent Owner.

Case IPR2016-01397¹
U.S. Patent No. 9,019,838 B2

PATENT OWNER'S MOTION TO STRIKE PETITIONERS' REPLY

¹ Ruckus Wireless, Inc., Brocade Communication Systems, Inc. and Netgear, Inc. ("Ruckus et al.") filed a petition in (now terminated) IPR2017-00720, and Ruckus et al. has been joined to the instant proceeding.

Table of Contents

Table of Authorities iii

List of Exhibits..... iii

 A. Petitioners’ shift from Ethernet to IEEE 802.9 in Ground 1..... 12

 B. New arguments and evidence regarding BSTs and CMCs 33

 C. The Fisher and De Nicolo patents 55

 D. New arguments and evidence regarding skepticism 66

 E. New evidence regarding CAT-3 & CAT-5 cabling 77

Certificate of Service 99

Certificate of Compliance Pursuant to 37 C.F.R. § 42.24 111

Table of Authorities

Cases

<i>Ariosa Diags. v. Verinata Health, Inc.</i> , 805 F.3d 1359 (Fed. Cir. 2015)	1
<i>Corning Inc. v. DSM IP Assets B.V.</i> , IPR2013-00052, Paper No. 88 (PTAB May 1, 2014)	1
<i>Intelligent Bio-Sys., Inc. v. Illumina Cambridge Ltd.</i> , 821 F.3d 1359 (Fed. Cir. 2016)	1
<i>Plantronics, Inc. v. Aliph, Inc.</i> , 724 F.3d 1343 (Fed. Cir. 2013)	6

Rules

37 C.F.R. § 42.104	1, 2
Office Patent Trial Practice Guide, 77 Fed. Reg. 48,767 (Aug. 14, 2012)	1

List of Exhibits

Exhibit No.	Description	Date	Identifier
2017	Memorandum Opinion and Order, Dkt. No. 96, filed in Chrimar Systems, Inc., et al. v. AMX, LLC, Civil Action No. 6:13-cv-881-JDL, Eastern District of Texas	10/22/2014	
2018	Memorandum Opinion and Order, Dkt. No. 105, filed in Chrimar Systems, Inc., et al. v. AMX, LLC, Civil Action No. 6:13-cv-881-JDL, Eastern District of Texas	1/8/2015	
2019	Memorandum Opinion and Order, Dkt. No. 108, filed in Chrimar Systems, Inc., et al. v. AMX, LLC, Civil Action No. 6:13-cv-881-JDL, Eastern District of Texas	1/16/2015	
2020	Memorandum Opinion and Order, Dkt. No. 122, filed in Chrimar Systems, Inc., et al. v. Alcatel-Lucent, et al., Civil Action No. 6:15-cv-163-JDL, Eastern District of Texas	3/28/2016	
2021	Memorandum Opinion and Order, Dkt. No. 123, filed in Chrimar Systems, Inc., et al. v. Alcatel-Lucent, et al., Civil Action No. 6:15-cv-163-JDL, Eastern District of Texas	3/28/2016	
2035	Memorandum Opinion and Order, Dkt. No. 318, filed in Chrimar Systems, Inc., et al. v. AMX, LLC, Civil Action No. 6:13-cv-881-JDL, Eastern District of Texas	9/27/2016	
2036	Response to Office Action (Reexam Control No. 90/009,513) (June 15, 2010)	6/15/2010	

Exhibit No.	Description	Date	Identifier
2037	Notice of Intent to Issue Ex Parte Reexamination Certificate (Reexam Control No. 90/009,513) (Nov. 22, 2010)	11/22/2010	
2038	Declaration of Dr. Vijay Madiseti		Madiseti Decl.
2039	Deposition transcript of Ian Crayford		Crayford Dep.
2040	Slides titled "DTE Power via MDI: System Requirements," presented on November 5, 1999 by Arlan Anderson of Nortel Networks	11/5/1999	Anderson 1999 slides
2041	IEEE Power via MDI Task Force Meeting Minutes from March 7-8, 2000	3/7-8/2000	
2042	IEEE Power via MDI Task Force Meeting Minutes from May 24-25, 2000	5/24-25/2000	
2043	Slides titled "DTE Power over MDI: Building Consensus," presented on May 24, 2000 by Ralph Andersson of TDK Semiconductor, Daniel Dove of Hewlett Packard, and Robert Muir of Level One Communications	5/24/2000	Dove slides
2044	Slides titled "Powering and Discovery Alternatives," presented on May 24, 2000 by Arlan Anderson of Nortel Networks	5/24/2000	Anderson 2000 slides
2045	IEEE Power via MDI Task Force Meeting Minutes from July 11-12, 2000	7/11-12/2000	
2046	Slides titled "Technical Feasibility of Sending Common Mode Power on the Signal Pairs," presented on May 24, 2000 by Roger Karam and Karl Nakamura of Cisco Systems		Karam slides

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.