

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 Nos. IPR2016-01391, 2016-01399, and 2016-01397¹
U.S. Patent Nos. 8,942,107 B2, 8,902,760 B2, and 9,019,838 B2

**PATENT OWNER'S RESPONSE TO PETITIONERS' FIRST
SET OF OBJECTIONS TO PATENT OWNER'S EVIDENCE
PURSUANT TO 37 C.F.R. § 42.64**

¹ Ruckus Wireless, Inc., Brocade Communication Systems, Inc. and Netgear, Inc. filed a petition in (now terminated) IPR2017-00718, IPR2017-00719, and IPR2017-00720 who have been joined to the instant proceeding.

Updated 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	October 12, 2016	
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	October 12, 2016	
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	October 12, 2016	
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	October 12, 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	October 12, 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	October 12, 2016	
2036	Response to Office Action (Reexam Control No. 90/009,513) (June 15, 2010)	October 12, 2016	

Exhibit No.	Description	Date	Identifier
2037	Notice of Intent to Issue Ex Parte Reexamination Certificate (Reexam Control No. 90/009,513) (Nov. 22, 2010)	October 12, 2016	
2038	Declaration of Dr. Vijay Madiseti		Madiseti Decl.
2039	Deposition transcript of Ian 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

Exhibit No.	Description	Date	Identifier
2047	E. Krol & E. Hoffman, Internet Engineering Task Force Network Working Group, Request for Comments: 1462, “FYI on ‘What is the Internet?’”	May 1993	Krol RFC
2048	Declaration of Clyde Camp		Camp Decl.
2049	U.S. Patent No. 5,995,392		
2050	Dr. Vijay Madisetti CV		
2051	<i>Not used</i>		
2052	U.S. Pat. No. 7,061,142 B1		the ‘142 patent
2053	Supplemental Declaration of Dr. Vijay Madisetti		
2054	Declaration of Steven Johnson		

Pursuant to 37 C.F.R. § 42.64(b)(2), Patent Owner, Chrimar Systems, Inc. (“Patent Owner” or “Chrimar”), submits the following response to Petitioners’ First Set of Objections to Patent Owner’s Evidence Pursuant to 37 C.F.R. § 42.64.

Patent Owner’s Response to Objections is timely under 37 C.F.R. § 42.64(b)(2) because it is being filed and served within ten (10) business days of the filing of Petitioners’ Objections on April 11, 2017.

This response addresses the objections where Petitioners properly “identif[ied] the grounds for the objection with sufficient particularity to allow correction in the form of supplemental evidence.” 37 C.F.R. § 42.64(b)(1).

I. Patent Owner’s Response to Petitioners’ Objections to Exhibit 2038 (“Declaration of Vijay Madiseti”)

Petitioners object to Exhibit 2038 (“Declaration of Vijay Madiseti”) and seek to preclude “any reference or reliance thereon.” Petitioners provide no basis for exclusion of the entire declaration. 37 C.F.R. § 42.64(b)(1) states that any “objection must identify the grounds for the objection with sufficient particularity to allow correction in the form of supplemental evidence.” Petitioners fail to meet this burden.

Instead of complying with 37 C.F.R. § 42.64(b)(1), Petitioners provide only “examples” of objections to only paragraphs 45, 56, 93, 157 and 191 of the Declaration of Vijay Madiseti. The listing of examples is insufficient to raise an

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