Filed on behalf of: LG Electronics, Inc. and   Paper _____
               LG Electronics U.S.A., Inc.

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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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LG ELECTRONICS USA, INC. and LG ELECTRONICS, INC.,
Petitioner,

v.

ROSETTA-WIRELESS CORPORATION,
Patent Owner.

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Case IPR2016-01516
Patent 7,149,511 B1

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REPLY TO PATENT OWNER'S PRELIMINARY RESPONSE

EXHIBIT LIST

Ex.	Reference
1001	U.S. Patent No. 7,149,511 (filed Aug. 31, 2000) (issued on Dec. 12, 2006) (the "'511 patent")
1002	"A New File System for Mobile Computing" by John Saldahna, Dissertation, Department of Computer Science and Engineering, University of Notre Dame (November, 1996) ("Saldanha")
1003	"Mobile Computing Personae" by A. Banerji, D.L. Cohn, and D.C. Kulkarni, *Proc. 4th Workshop on Workstation Operating Systems*, Napa, CA, October 1993, pp. 21-29
1004	Presentation given at IBM Mobile Computing Workshop on January 24, 1994 by David Cohn.
1005	"Realizing Mobile Computing Personae," by Michael Raymond Casey, Dissertation, Department of Computer Science and Engineering, University of Notre Dame (April, 1995)
1006	"A hybrid model for mobile file systems," by Saldanha, John, and David L. Cohn, *Mobile Computing Systems and Applications, 1994 Proceedings, IEEE* (1994)
1007	"A File System for Mobile Computing," by John Saldanha, A Dissertation Proposal, Technical Report 93-17, University of Notre Dame, December 1993
1008	Cohn Expert declaration
1009	Patent Owner's Preliminary Response, Paper 7, IPR2016-00616
1010	Patent Owner's Preliminary Response, Paper 8, IPR2016-00622
1011	U.S. Patent No. 5,983,073 (filed Apr. 4, 1997) (issued Nov. 9, 1999) ("Ditzik")
1012	Microsoft Networks, SMB File Sharing Protocol, Document Version 6.0p (Jan. 1, 1996) ("Microsoft SMB" or "SMB")
1013	WIPO Publication No. WO 91/003024 (filed Aug. 14, 1990) (published Mar. 17, 1991) ("Masden")
1014	"A File System for Mobile Computing," by Carl Downing Tait, Dissertation, 1993 Columbia University
1015	'511 Prosecution history
1016	'511 Reexamination history
1017	D.I. 109 (Opinion and Order) filed in *Rosetta-Wireless Corp. v. Apple Inc. et al.*, Case No. 1:15-cv-00799 (N.D. Ill. Nov. 10, 2015)
1018	Mangione-Smith Declaration, Exhibit Rosetta-2001 to Patent Owner's Preliminary Response, Paper 7, IPR2016-00616

Ex.	Reference
1019	Mangione-Smith Declaration, Exhibit Rosetta-2001 to Patent Owner's Preliminary Response, Paper 8, IPR2016-00622
1020	U.S. Patent No. 5,737,523 (issued Apr. 7, 1998) ("Callaghan Patent")
1021	U.S. Patent No. 6,088,730 (filed Jan. 12, 1998) (issued Jul. 11, 2000) ("Kato")
1022	Disconnected Operation in the Coda File System, by James J. Kistler and M. Satyanarayanan, ACM Transactions on Computer Systems, Vol. 10, No. 1, February 1992, Pages 3-25 ("Coda")
1023	Declaration of Crystal Daugherty
1024	Declaration of William Baer
1025	Stanski, Peter, Stephen Giles, and Arkady Zaslavsky. "Document archiving, replication and migration container for mobile Web users." Proceedings of the 1998 ACM symposium on Applied Computing. ACM, 1998.
1026	PDF of Wayback archive page https://web.archive.org/web/http://www.cse.nd.edu/tech_reports/1993.html
1027	NFS Illustrated by Brent Callaghan (ISBN 0-201-32570-5) ("Callaghan Book")
1028	D.I. 112 (Motion for Reconsideration of Court's Order Regarding Motion to Sever) filed in *Rosetta-Wireless Corp. v. Apple Inc. et al.*, Case No. 1:15-cv-00799 (N.D. Ill. Nov. 30, 2015)
1029	D.I. 117 (Minute Entry) filed in *Rosetta-Wireless Corp. v. Apple Inc. et al.*, Case No. 1:15-cv-00799 (N.D. Ill. Dec. 7, 2015)
1030	D.I. 118 (Minute Entry) filed in *Rosetta-Wireless Corp. v. Apple Inc. et al.*, Case No. 1:15-cv-00799 (N.D. Ill. Dec. 7, 2015)
1031	D.I. 134 (Transcript of Motion Hearing) filed in *Rosetta-Wireless Corp. v. Apple, Inc. et al.,* Case No. 1:15-cv-00799 (N.D. Ill. Jan. 12, 2016)
1032	D.I. 29 (Order of the Executive Committee) filed in *Rosetta-Wireless Corp. v. LG Electronics Co. et al.,* Case No. 1:15-cv-10608 (N.D. Ill. Jan. 25, 2016)
1033	D.I. 31 (Order) filed in *Rosetta-Wireless Corp. v. LG Electronics Co. et al.,* Case No. 1:15-cv-10608 (N.D. Ill. Jan. 27, 2016)
1034	D.I. 32 (Order of the Executive Committee) filed in *Rosetta-Wireless Corp. v. LG Electronics Co. et al.,* Case No. 1:15-cv-10608 (N.D. Ill. Feb. 1, 2016)

Ex.	Reference
1035	D.I. 42 (Minute Entry) filed in *Rosetta-Wireless Corp. v. LG Electronics Co. et al.,* Case No. 1:15-cv-10608 (N.D. Ill. Sept. 7, 2016)
1036	U.S. District Court for the Northern District of Illinois Internal Operating Procedure 13 – Reassignments and Transfers

As authorized by the Board's order dated December 2, 2016, Petitioners LG

Electronics, Inc. and LG Electronics U.S.A., Inc. (collectively, "LG" or

"Petitioners") submit this reply to the Patent Owner's Preliminary Response

("POPR") filed by Patent Owner Rosetta Wireless Corp. ("Rosetta").

LG's Petition is timely because Rosetta's original complaint (which was

served more than one year before the filing of LG's Petition) was dismissed

without prejudice. Under the Board's precedent, dismissal without prejudice

"nullifies the effect of the service of the complaint and, as a consequence does not

bar [LG] from pursuing an *inter partes* review of the ['511] patent." *Oracle Corp.*

v. Click-to-Call Techs. LP, IPR2013-00312, Paper 26, at 17 (Oct. 30, 2013)

(precedential as to Section III.A, so holding). This rule has been consistently

applied by the Board. *See Atlanta Gas Light Co. v. Bennett Regulator Guards,*

Inc., IPR2015-00826, Paper 12, at 12-13 (Sept. 1, 2015) (collecting cases) ("When

considering the statutory bar under § 315(b), the Board has consistently held that

dismissal without prejudice of a party from district-court litigation nullifies the

effect of service on that party of the underlying complaint.").

The rule also applies to involuntary dismissal. *See, e.g.*, *Xilinx, Inc. v. Papst*

Licensing GmbH & Co., IPR2016-00104, Paper 8, at 13 (May 6, 2016) (declining

to accept "attempts to distinguish the dismissal in this case on grounds that it was

involuntary"); *Nautique Boat Co., Inc. v. Malibu Boats, LLC*, IPR2014-01045,

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