

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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Nissan North America, Inc. and Nissan Motor Co., Ltd.,  
Petitioners

v.

Blitzsafe Texas, LLC,  
Patent Owner

U.S. Patent No. 8,155,342  
Filing Date: June 27, 2006  
Issue Date: April 10, 2012  
Title: Multimedia Device Integration System

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*Inter Partes* Review No.: IPR2016-01560

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**PETITIONERS' MOTION FOR JOINDER  
UNDER 35 U.S.C. 315(c) AND 37 C.F.R. §§ 42.22 AND 42.122(b)**

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## I. INTRODUCTION

Petitioners move the Patent Trial and Appeal Board (“Board”) for joinder this *inter partes* review (Case No. IPR2016-1560, “Nissan IPR”) to an earlier *inter partes* review filed by Toyota Motor Corporation (Case No. IPR2016-0418, “Toyota IPR”). The Nissan IPR is intentionally identical to the Toyota IPR in all substantive aspects. Both seek *inter partes* review of claims 49-57, 62-64, 66, 68, 70, 71, 73-80, 94, 95, 97, 99-103, 106, 109- 111, 113, 115, and 120 (the “Challenged claims”) of U.S. Patent No. 8,155,342 (Ex. 1001, “the ’342 patent”). Further, the Nissan IPR and Toyota IPR rely upon the same analytical framework (e.g., same expert declarant, prior art, claim charts, and claim constructions) in addressing the Challenged Claims. Accordingly, resolving the Nissan IPR and Toyota IPR will necessarily involve considering the same issues by all parties and the Board.

Petitioners are filing this petition and joinder motion to ensure that the instituted trial is completed in the event that the petitioner in the Toyota IPR reaches a settlement with the Patent Owner. Joinder of these proceedings also presents the best opportunity to secure the just, speedy, and inexpensive resolution of the related proceedings without any prejudice to the Patent Owner. This includes consolidated filings and discovery and eliminating the duplicate hearings and briefing that would surely accompany separate proceedings, which Toyota

does not oppose. Joinder should also provide for case management efficiencies for the Board.

In light of the similarities of the proceedings and the efficiencies that can be realized via joinder, Petitioners respectfully request that the Board join the Toyota IPR and Nissan IPR.

## II. BACKGROUND

Toyota filed a petition requesting *inter partes* review of the '342 patent on December 30, 2015. Toyota IPR, Paper 1. A decision granting institution of that petition was granted on July 8, 2016. Paper 13.

The Toyota IPR and Nissan IPR involve different petitioner groups and real parties-in-interest. *Compare* Toyota IPR, Paper 1 at 1 *with* Nissan IPR, Paper 1 at 1 (identifying real parties-in-interest). However, all such parties are defendants in numerous different infringement lawsuits asserting the '342 patent and one other patent filed by the Patent Owner in the U.S. District Court for the Eastern District of Texas. *See* Toyota IPR, Paper 1 at 1-2; Nissan IPR, Paper 1 at 1-2 (listing related matters). The other Patent Owner Patent is U.S. Patent No. 7,489,786, for which there are several other pending IPR proceedings. A summary of the IPR proceedings related to the Patent Owner's Patents is provided below in Tables 1 and 2.

**Table 1: Related Proceedings**

Case	Date Filed	Petitioner	Patent	Challenged Claims
IPR2016-00118	10/30/2015	Unified Patents	'342	1-25, 49, 73, 97, 120, 121
IPR2016-00418	12/30/2015	Toyota	'342	49-57, 62-64, 66, 68, 70, 71, 73-80, 94, 95, 97, 99-103, 106, 109-111,113,115, 120
IPR2016-00419	12/30/2015	Toyota	'342	49-57, 62-64, 66,
IPR2016-00421	12/30/2015	Toyota	'786	1, 2, 4-8, 10, 13,
IPR2016-00422	12/30/2015	Toyota	'786	1, 2, 4-8, 10, 13,
IPR2016-01445	07/20/2016	Volkswagen	'342	49-57, 62-64, 66,
IPR2016-01448	07/20/2016	Volkswagen	'786	1, 2, 4-8, 13, 14,
IPR2016-01449	07/20/2016	Volkswagen	'342	49-57, 62-64, 66, 68, 70, 71, 73-80, 94, 95, 97, 99-103, 106, 109-111, 113, 115, 120
IPR2016-01472	07/21/2016	Honda	'786	1, 5-8, 10, 14, 57, 60-62, 64, 65
IPR2016-01473	07/21/2016	Honda	'342	49, 53, 54, 56, 57, 62, 66, 70, 73, 77, 78
IPR2016-01533	08/05/2016	Honda	'342	49-57, 62-64, 66, 68, 70, 71, 73-80, 94, 95, 97, 99-103, 106, 109- 111, 113, 115, and 120
IPR2016-01477	07/21/2016	Hyundai /Kia	'786	1, 5-8, 10, 14, 23, 24, 57, 60-62, 64-65

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