

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE, INC.,
Petitioner,

v.

PAPST LICENSING GMBH & CO., KG,
Patent Owner.

Case IPR2016-01841
Patent 9,189,437

**PATENT OWNER PAPST LICENSING GMBH & CO., KG'S
PRELIMINARY RESPONSE UNDER 37 C.F.R. § 42.107**

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EXHIBIT LIST

Currently Filed – Patent Owner

Ex. No.	Description
2001	U.S. Patent No. 5,508,821 to Murata
2002	Information Disclosure Statement (August 24, 2006) for U.S. Application No. 11/467,092 resulting in '437 Patent
2003	U.S. Patent No. 8,966,144 to Tasler
2004	August 24, 2006 Preliminary Amendment for U.S. Application No. 11/467,092 resulting in '437 Patent
2005	July 17, 2007 Preliminary Amendment for U.S. Application No. 11/467,092 resulting in '437 Patent
2006	January 2, 2008 Preliminary Amendment for U.S. Application No. 11/467,092 resulting in '437 Patent

Previously Filed – Petitioner

Ex. No.	Description
1001	U.S. Patent 9,189,437 to Tasler
1002	File History Excerpts for U.S. Patent 9,189,437
1003	Declaration of Dr. Erez Zadok in Support of Petition for Inter Partes Review of U.S. Patent No. 9,189,437
1004	Curriculum Vitae of Dr. Erez Zadok
1005	<i>Intentionally left blank</i>
1006	<i>Intentionally left blank</i>
1007	“The SCSI Bus and IDE Interface Protocols, Applications and Programming,” Schmidt, Friedhelm, 1995
1008	U.S. Patent No. 5,506,692 to Murata
1009	U.S. Patent No. 4,727,512 to Birkner
1010	U.S. Patent No. 4,792,896 to Maclean

1011	International Publication Number WO 92/21224 to Jorgensen
1012	Small Computer System Interface-2 (SCSI-2), ANSI X3.131-1994, American National Standard for Information Systems (ANSI).
1013	<i>Operating System Concepts</i> , by Silberschatz <i>et al.</i> , Fourth Edition.
1014	<i>Microsoft Computer Dictionary</i> , Third Edition, Microsoft Press, 1997
1015	<i>Intentionally left blank</i>
1016	<i>Intentionally left blank</i>
1017	<i>Intentionally left blank</i>
1018	<i>The IEEE Standard Dictionary of Electrical and Electronics Terms</i> , Sixth Edition, 1996
1019	<i>Intentionally left blank</i>
1020	<i>Papst Licensing GmbH & Co., KG v. Apple Inc.</i> , Case No. 6-15-cv-01095 (E.D. Tex.), Complaint filed November 30, 2015
1021	“Principles of Data Acquisition and Conversion,” Burr-Brown Application Bulletin, 1994
1022	“Principles of Data Acquisition and Con-version,” Intersil Application Note, Oct 1986
1023	“Sample-and-Hold Amplifiers,” Analog Devices MT-090 Tutorial, 2009
1024	Declaration of Scott Bennett
1025	<i>Intentionally left blank</i>
1026	U.S. Patent No. 4,698,131 to Araghi <i>et al.</i>
1027	U.S. Patent No. 5,442,465 to Compton
1028	U.S. Patent No. 5,706,216 to Reisch
1029	U.S. Patent No. 4,430,673 to Salomon <i>et al.</i>
1030	Misc. Action No. 07-493 (RMC), MDL No. 1880, Order Regarding Claims Construction
1031	Plug-and-Play SCSI Specification, Version 1.0, dated March 30, 1994 (“PNP SCSI”)
1032	U.S. Patent No. 6,094,219 to Roberts <i>et al.</i>
1033	U.S. Patent No. 4,970,605 to Fogaroli <i>et al.</i>
1034	U.S. Patent No. 5,623,556 to Murayama <i>et al.</i>
1035	U.S. Patent No. 5,196,946 to Balkanski <i>et al.</i>

I. STATEMENT OF MATERIAL FACTS IN DISPUTE

Petitioner Apple, Inc. (“Petitioner”) did not submit a statement of material facts in its Petition for *inter partes* review. Paper 2 (Petition). Accordingly, no response to a statement of material facts is due pursuant to 37 C.F.R. § 42.23(a), and no facts are admitted.

II. INTRODUCTION

Patent Owner Papst Licensing GMBH & Co., KG (“Patent Owner”) respectfully submits this Patent Owner Preliminary Response under 35 U.S.C. § 313 and 37 C.F.R. § 42.107(a). It is being timely filed on or before January 19, 2017 pursuant to 37 C.F.R. § 42.107(b).

“The Director may not authorize an *inter partes* review to be instituted unless the Director determines that the information presented in the petition filed under section 311 and any response filed under section 313 shows that there is a reasonable likelihood that the petitioner would prevail with respect to at least 1 of the claims challenged in the petition.” 35 U.S.C. § 314(a). Here, institution should be denied because Petitioner has failed to establish that there is a reasonable likelihood that it will prevail on its propositions of unpatentability.

A. STATEMENT OF RELIEF REQUESTED

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