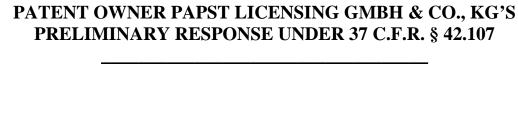UNITED STATES PATENT AND TRADEMARK OFFICE
_____

BEFORE THE PATENT TRIAL AND APPEAL BOARD
_____

APPLE, INC.,
Petitioner,

v.

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

Case IPR2016-01864
Patent 6,470,399
_____

———————————————————————

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

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TABLE OF CONTENTS

EXHIBIT LIST

Currently Filed – Patent Owner

Ex. No.	Description
2001	Defendants' Responsive Claim Construction Brief in *Papst Licensing GmbH & Co., KG v. Apple, Inc.* (6:15-CV-01095-RWS)

Previously Filed – Petitioner

Ex. No.	Description
1001	U.S. Patent 6,470,399 to Tasler
1002	File History for U.S. Patent 6,470,399
1003	Declaration of Dr. Erez Zadok in Support of Petition for *Inter Partes* Review of U.S. Patent No. 6,470,399
1004	Curriculum Vitae of Dr. Erez Zadok
1005	*Intentionally left blank*
1006	*Intentionally left blank*
1007	*The SCSI Bus and IDE Interface Protocols, Applications and Programming*, by Schmidt, First Edition, Addison-Wesley, 1995
1008	*Intentionally left blank*
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	*Operating System Concepts*, by Silberschatz *et al*., Fourth Edition.
1014	*Microsoft Computer Dictionary*, Third Edition, Microsoft Press, 1997.
1015	*Intentionally left blank*
1016	*In re Papst Licensing Digital Camera Patent Litigation*, 778 F.3d 1255 (Fed. Cir. 2015).
1017	*The Art of Electronics*, by Horowitz *et al*., First Edition, Cambridge

	University Press, 1980.
1018	*The IEEE Standard Dictionary of Electrical and Electronics Terms*, Sixth Edition, 1996.
1019	*Webster's Encyclopedic Unabridged Dictionary of the English Language*, Random House, 1996.
1020	*Papst Licensing GmbH & Co., KG v. Apple Inc.,* 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 Conversion," Intersil Application Note, October 1986.
1023	"Sample-and-Hold Amplifiers," Analog Devices MT-090 Tutorial, 2009.
1024	Declaration of Scott Bennett
1025	*Discrete-Time Signal Processing*, by Oppenheim *et al.*, First Edition, Prentice-Hall, 1989.
1026-1030	*Intentionally left blank*
1031	Plug-and-Play SCSI Specification, Version 1.0, dated March 30, 1994 ("PNP SCSI")
1032-1040	*Intentionally left blank*
1041	Pucci, M., "Configurable Data Manipulation in an Attached Multiprocessor," 1991
1042	U.S. Patent No. 4,790,003 to Kepley *et al.*, titled "Message Service System Network"
1043-1051	*Intentionally left blank*
1052	Usenix Declaration
1053	U.S. Patent No. 5,617,423 to Li *et al.*

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 31, 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

Pursuant to 35 U.S.C. § 314(a), Patent Owner respectfully requests that the

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