



REMAND DEMONSTRATION

IPR2017-00319, -01555
U.S. Patent No. 8,923,941
Before Administrative Patent Judge
McNamara, Arpin, McShane

THE BOARD'S REVIEW IS LIMITED TO THE GROUNDS IN THE PETITION

A remand "does not change [the Board's] focus on [the Petition](#) as Petitioner's case-in-chief"

adidas AG v. Nike, Inc., IPR 2016-00922, 2018 WL 4056113, at *3 (PTAB Aug. 24, 2018); *see also* 37 C.F.R. § 42.104(b)(4); *SAS Inst., Inc. v. Iancu*, 138 S. Ct. 1348, 1355 (2018).

THE FEDERAL CIR CONSTRUCTION OF APPL REMANDS FOR A DETERM

The Board concludes the Petitioner's construction of the term 'interface (API)' is directed than *broadly* to differ (emphasis in original). We, therefore, sustain the Board's construction of the term.

However, the Board's construction of claim 3, as construed, o
ness.

We vacate the Board's determination that the claim is unpatentable, and remand for a determination of patentability on the g

GENERIC API \neq
APPLICATION SPECIFIC
INTERFACE



API

thus characterized by their broad app
“application specific” as such.

Paper 2 at 14.

Lee teaches multiple A

communications API (i.e., Bluetooth

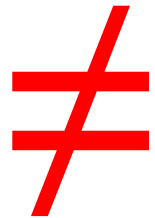
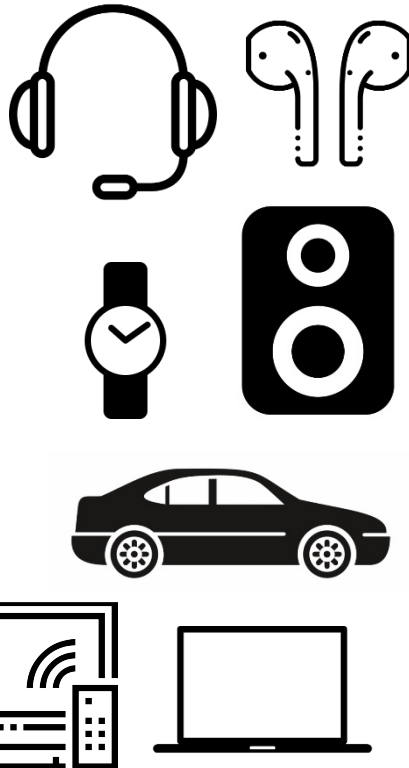
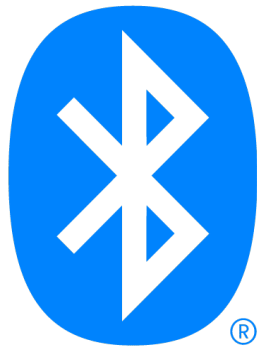
physiological parameter extraction

device. Ex. 1059, p. 511; Ex. 1003,

Paper 2 at 58.

GENERIC API \neq
APPLICATION SPECIFIC
INTERFACE

BLUETOOTH



GENERIC API ≠ APPLICATION SPECIFIC INTERFACE

API

Craw teaches that a

an API for managing, extracting, and

streams. Ex. 1056, ¶¶0256; Ex. 1003, ¶

Paper 2 at 27.

APPLE'S

- Craw's "dictionary provided definitions abstractly and developer with a **generic** might come from connect
- "Craw teaches that strings that are [*sic.*] used by **an**

Ex. 1003 ¶¶ 75-76.

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