



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).

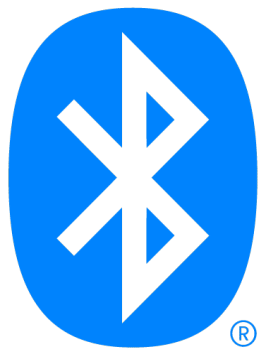
THE FEDERAL CIR CONSTRUCTION OF APPL REMANDS FOR A DETERM

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

However, the Board's construction of claim 3, as construed, is not consistent with the Board's construction of the claim term.

We vacate the Board's construction of the claim term as unpatentable, and remand for the Board to determine the Board's construction of patentability on the grounds.

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

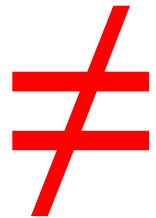
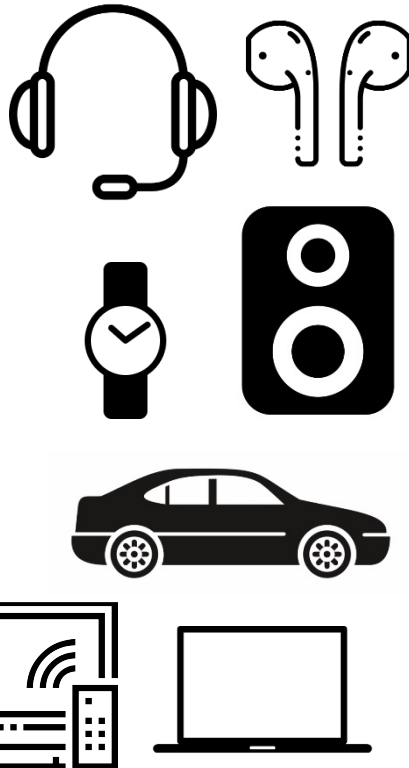
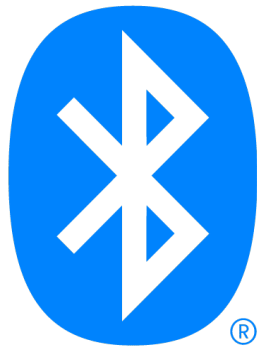
physiological parameter extraction

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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