

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of: Cameron et al.
U.S. Pat. No.: 5,754,946 Attorney Docket No.: 19473-0361IP1
Issue Date: May 19, 1998
App. Serial No.: 08/124,219
Filing Date: Sept. 21, 1993
Title: NATIONWIDE COMMUNICATION SYSTEM

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PETITION FOR *INTER PARTES* REVIEW
OF UNITED STATES PATENT NO. 5,754,946
PURSUANT TO 35 U.S.C. §§ 311-319, 37 C.F.R. § 42

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EXHIBITS

- GOOGLE1001 U.S. Pat. No. 5,754,946 to Cameron et al. (“the ’946 patent”)
- GOOGLE1002 Prosecution History of the ’946 patent (Serial No. 08/124,219)
- GOOGLE1003 Declaration of Peter Rysavy
- GOOGLE1004 English Translation of Japanese Unexamined Patent Application Publication No. H2-213237 (“Akiyama”)
- GOOGLE1005 U.S. Patent No. 4,814,763 (“Nelson”)
- GOOGLE1006 U.S. Patent No. 5,396,537 (“Schwendeman”)
- GOOGLE1007 U.S. Patent No. 5,311,516 (“Kuznicki”)
- GOOGLE1008 [RESERVED]
- GOOGLE1009 Selected Excerpt from The American Heritage Dictionary, Third Edition (1992)
- GOOGLE1010 Selected Excerpt from The New IEEE Standard Dictionary of Electrical and Electronics Terms (1993)
- GOOGLE1011 Complaint (*Mobile Telecommunications Technologies, LLC v. Google Inc.*, Case No. 2:15-cv-2123 (E.D. Tex. Dec. 31, 2015))
- GOOGLE1012 Complaint (*Mobile Telecommunications Technologies, LLC v. Google Inc.*, Case No. 2:16-cv-0002 (E.D. Tex. Jan. 4, 2016))
- GOOGLE1013 Selected Excerpt from Joint Pretrial Order (*Mobile Telecommunications Technologies, LLC, v. Samsung Electronics Co.*, Case No. 2:15-cv-00183 (E.D. Tex. March 29, 2016))
- GOOGLE1014 [RESERVED]
- GOOGLE1015 U.S. Patent No. 4,697,281 (“O’Sullivan”)
- GOOGLE1016 U.S. Patent No. 5,153,582 (“Davis”)
- GOOGLE1017 [RESERVED]
- GOOGLE1018 [RESERVED]

- GOOGLE1019 U.S. Patent No. 4,766,434 (“Matai”)
- GOOGLE1020 U.S. Patent No. 5,666,552 (“Greyson”)
- GOOGLE1021 Pager – Wikipedia, Retrieved from
<https://en.wikipedia.org/wiki/Pager>, Dec. 19, 2016
- GOOGLE1022 RAM Mobile Data – Wikipedia, Retrieved from
https://en.wikipedia.org/wiki/RAM_Mobile_Data, Dec. 19, 2016
- GOOGLE1023 DataTAC – Wikipedia, Retrieved from
<https://en.wikipedia.org/wiki/DataTAC>, Dec. 19, 2016
- GOOGLE1024 DataTAC Definition from PC Magazine Encyclopedia, Retrieved from
<http://www.pcmag.com/encyclopedia/term/55441/datatac>, Dec. 19, 2016
- GOOGLE1025 Claim Construction Memorandum And Order (*Mobile Telecommunications Technologies, LLC v. Google Inc.*, Case No. 2:16-CV-2-JRG-RSP (E.D. Tex. Dec. 19, 2016)) Dckt. No. 128

I. INTRODUCTION

Google Inc. (“Petitioner”) petitions for *Inter Partes* Review (“IPR”) under 35 U.S.C. §§ 311–319 and 37 C.F.R. § 42 of claims 1, 2, 4, and 6-9 of U.S. Patent 5,754,946 (“the ’946 patent”). The ’946 patent describes a mobile unit that displays messages received from the network and includes a switch that can be selected by a user to request retransmission of a portion of the displayed message (e.g., a portion of the message that contains errors). GOOGLE1001, Abstract; 4:60-5:45, 17:8-41, FIG. 16.

These techniques, however, were not new by the time the ’946 patent was filed in September 1993. For example, the teachings of Akiyama (GOOGLE1004) in view of Nelson (GOOGLE1005) show that these claimed techniques were known well before September 1993, but none of these references were considered during prosecution.

II. MANDATORY NOTICES UNDER 37 C.F.R § 42.8

A. Real Parties-In-Interest Under 37 C.F.R. § 42.8(b)(1)

Google Inc. is the Petitioner and the real party-in-interest. No other party had access to the Petition, and no other party had any control over, or contributed to any funding of, the preparation or filing of the present Petition.

B. Related Matters Under 37 C.F.R. § 42.8(b)(2)

Patent Owner filed a first complaint on December 31, 2015 in the Eastern District of Texas alleging that Petitioner infringes the ’946 patent. GOOGLE1011.

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