

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LG ELECTRONICS, INC.
Petitioner,

v.

FASTVDO LLC
Patent Owner.

Case IPR2017-00683
Patent 5,850,482

**REPLY OF PETITIONER LGE TO THE OPPOSITION BY PATENT
OWNER FASTVDO TO PETITIONERS REQUEST TO JOIN THE
CURRENT PROCEEDING WITH IPR2016-01203**

Case No. IPR2017-00683

Patent No. 5,850,482

When LGE asked for this joinder, it asked to act only as the “understudy” which means LGE basically just observes, while Apple would be in the primary role, until such time (if any) when Apple settles with the Patent Owner. LGE cited recent PTAB precedent which approved and supported this approach. In so doing, LGE specifically proposed that once the joinder was granted, LGE would only file a pleading (not exceeding five pages) if, after consultation with Apple, LGE believed that for record preservation purposes only it needed to present a differing position. LGE deems it unlikely that it ever would have to do such in its understudy role. Apple agreed to this provision with LGE.

One alternative cited by FVDO in its Opposition (using other precedent) would require that LGE first seek permission of the PTAB before filing such an alternative pleading.

LGE has no objection to this alternative and will submit to whatever procedure the PTAB requires, should it grant LGE’s Request for Joinder. The remainder of FVDO contentions were previously addressed by LGE as required by the PTAB Rules and the operative law in LGE’s Request for Joinder made.

Dated: February 21, 2017

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on February 21, 2017, a true and correct copy of the foregoing *Reply of Petitioner LGE to the Opposition by Patent Owner FastVDO to Petitioners Request to Join the Current Proceeding with IPR2016-01203* was served via email, by consent, to Petitioner by serving the correspondence email addresses of record as follows:

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