UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Huawei Device Co., Ltd.
Petitioner,

v.

Papst Licensing GmbH & Co., KG,
Patent Owner

Case No. To Be Assigned
Patent No. 8,504,746

PETITIONER'S MOTION FOR JOINDER PURSUANT TO 35 U.S.C. § 315(c) AND 37 C.F.R. §§ 42.22 and 42.122(b)

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I. STATEMENT OF PRECISE RELIEF REQUESTED

Petitioner Huawei Device Co., Ltd. ("Huawei") submits this Motion for Joinder concurrently with a Petition for *inter partes* review ("IPR") of U.S. Patent No. 8,504,746 ("Petition") based on grounds identical to those presented in *Canon Inc. et al. v. Papst Licensing GmbH & Co., KG*, IPR2016-01211 (the "Canon IPR"). The Canon IPR was instituted on December 15, 2016. Canon IPR, Paper 11 (Decision Granting Institution of *Inter Partes* Review) (Dec. 15, 2016), at 2, 21. Pursuant to 35 U.S.C. § 315(c), Huawei respectfully requests and moves that its Petition be instituted and joined with the Canon IPR, under the exact same trial schedule. The petitioners in the Canon IPR do not object to Huawei's request for joinder.

Huawei notes that LG Electronics, Inc. ("LG") filed a similar petition and motion for joinder, with respect to the Canon IPR, on January 13, 2017. *See* IPR2017-00678, Papers 1 (petition) and 3 (motion). Huawei's present motion for joinder should be granted for substantially the same reasons as LG's motion, as set forth below.

Joinder is appropriate because: (a) Huawei's Petition includes the same substance as the petition in the Canon IPR ("Canon Petition"); (b) joinder will have no impact on the existing schedule in the Canon IPR; and (c) joinder will promote

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