Petition for *Inter Partes* Review of U.S. Patent No. 8,243,723

## UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FACEBOOK, INC., WHATSAPP INC., Petitioners

v.

UNILOC USA, INC., UNILOC LUXEMBOURG, S.A., Patent Owners

U.S. Patent No. 8,243,723

TITLE: SYSTEM AND METHOD FOR INSTANT VOIP MESSAGING

PETITION FOR *INTER PARTES* REVIEW OF U.S. PATENT NO. 8,243,723

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		1. Claim 1 (Independent)20		
		<ul> <li>(a) "A method for instant voice messaging over a packet-switched network, the method comprising:" (Preamble, Claim 1)</li></ul>		
		(i) "A method for instant voice messaging"20		

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		(ii) "over a packet-switched network"21
	(b)	"monitoring a connectivity status of nodes within the packet-switched network, said connectivity status being available and unavailable;" (Claim 1[a])23
	(c)	"recording the connectivity status for each of the nodes;" (Claim 1[b])27
	(d)	"associating a sub-set of the nodes with a client;" (Claim 1[c])
	(e)	"transmitting a signal to a client including a list of the recorded connectivity status for each of the nodes in the sub-set corresponding to the client;" (Claim 1[d])
	(f)	"receiving an instant voice message having one or more recipients;" (Claim 1[e])41
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2.	Dependent Claim 2: "The method for instant voice messaging over a packet-switch network according to claim 1, wherein the instant voice message includes one or more files attached to an audio file."	
3.	messa claim metho upon	ndent Claim 3: "The method for instant voice aging over a packet-switch network according to 1, further comprising the step of: controlling a od of generating the instant voice message based the connectivity status of said one or more ent."

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### List of Exhibits

Ex. No	Description of Document
1001	U.S. Patent No. 8,243,723 to Michael J. Rojas
1002	Declaration of Tal Lavian, Ph.D.
1003	PCT Patent Application No. PCT/US00/21555 to Herbert Zydney et al. (filed August 7, 2000, published February 15, 2001 as WO 01/11824 A2) (with line numbers added) ("Zydney")
1004	U.S. Patent No. 6,750,881 to Barry Appelman ("Appelman")
1005	Excerpts from Margaret Levine Young, Internet: The Complete Reference (2d ed. 2002) ("Young")
1006	PCT Patent Application No. PCT/US00/21555 to Herbert Zydney et al. (filed August 7, 2000, published February 15, 2001 as WO 01/11824 A2) (as-published version without added line numbers)
1007	U.S. Patent No. 6,757,365 B1 to Travis A. Bogard ("Bogard")
1008	Excerpts from The Authoritative Dictionary of IEEE Standards Terms, 7th Ed. (2000)
1009	Excerpts from McGraw-Hill Dictionary of Scientific and Technical Terms, 5th Ed. (1994)
1010	Excerpts from Microsoft Computer Dictionary, 3rd Ed. (1997)
1011	Excerpts of Joint Claim Construction and Prehearing Statement filed on March 10, 2017 in Case No. 16-cv-00642 (E.D. Tex.), including Exhibit A

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