UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FACEBOOK, INC., WHATSAPP INC.,
Petitioners

v.

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

IPR2017-01667
PATENT 8,724,622

PATENT OWNER PRELIMINARY RESPONSE TO PETITION PURSUANT TO 37 C.F.R. § 42.107(a)

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List of Exhibits

Exhibit No.	Description
2001	Declaration of William Easttom II
2002	Microsoft TechNet article showing Microsoft IIS 6.0 enabled compression over HTTP

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I. Introduction

Pursuant to 35 U.S.C. § 313 and 37 C.F.R. § 42.107(a), Uniloc Luxembourg S.A. ("Patent Owner") submits this Preliminary Response to the Petition for *Inter Partes* Review ("the Petition") of U.S. Patent No. 8,724,622 ("the '622 patent") filed by Facebook, Inc. and WhatsApp, Inc. ("Petitioners").

II. Related Matters of the '622 Patent

The '622 patent was the subject of two requests for *inter partes* review (IPR2017-00223 and IPR2017-00224) filed by Apple Inc. on November 14, 2016, which were denied by the Board on May 25, 2017. Although it is understood that Facebook, Inc. and WhatsApp, Inc. collaborated in preparing the present Petition and are both part of a joint-defense group that includes Apple Inc., the present Petitioners claim to have not participated in the preparation of those denied petitions filed by another one of their joint-defense group members. Pet. 1.

Concurrent with the filing of this Petition, the Petitioners filed a second petition for *inter partes* review to address different claims of the '622 patent. More specifically, the present Petition addresses claims 3, 6-8, 10, 11, 13, 14-23, 27-35, 38, and 39, whereas the other petition (IPR2017-01668) addresses claims 4, 5, 12, and 24-26.

The Petition provides what appears to be an accurate summary of pending litigation related to the '622 patent. Pet. 1-3.

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