

IPR2017-01668  
Petitioners' Reply

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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FACEBOOK, INC. and WHATSAPP, INC.  
Petitioner

v.

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

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Case IPR2017-01668  
Patent 8,724,622 B2

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**PETITIONERS' REPLY**

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Petitioners Facebook, Inc. and WhatsApp, Inc. (“Petitioners”) respectfully submit this Reply in support of *Inter Partes* Review of claims 4, 5, 12 and 24-26 of U.S. Patent No. 8,724,622 (Ex. 1101) (“’622 patent”) and addressing Patent Owner’s Response (Paper 16 (“Response”)).

Petitioners note that the issues in this proceeding overlap with the issues in IPR2017-01667 where the challenged claims include claim 3 of the ’622 patent. Claims 4, 5, and 12 challenged in the present case depend directly or indirectly from claim 3.

Patent Owner’s Response rehashes the same arguments from its Preliminary Response that the Board already considered and rejected in its Institution Decision (Paper 8). The Board was not persuaded by Patent Owner’s arguments on the record existing at the time of institution, and the evidentiary record has not materially changed since that time. Patent Owner did not submit any new expert declaration or documents with its post-institution Response.

Patent Owner largely ignores the Board’s detailed analysis and instead recycles the same unpersuasive arguments from its pre-institution submission. The Patent Owner does not identify any error in the Board’s reasoning, let alone provide any basis for the Board to depart from the reasoned Institution Decision.

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