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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Tables of Contents

I. Introduction....1
II. Related Matters of the '622 Patent....1
III. The '622 Patent....2
A. Effective Filing Date of the '622 Patent....2
B. Overview of the '622 Patent....2
IV. PERSON OF ORDINARY SKILL IN THE ART....5
IV. PETITIONER RELIES ON INCORRECT CLAIM CONSTRUCTIONS....6
A. "communication platform system"....6
V. NO REASONABLE LIKELIHOOD THAT AT LEAST ONE OF THE CHALLENGED CLAIMS IS UNPATENTABLE....8
A. No prima facie obviousness for dependent Claims 4, 5 and 12....9
1. Zydney distinguishes voice containers from voice messages....10
2. Zydney does not render obvious "wherein the instant voice message includes an object field" (claims 3, 4, 5 and 12)....12
3. Zydney teaches away from "wherein the instant voice message includes an action field identifying one of a predetermined set of permitted actions requested by the user" (claims 4 and 5)....17
B. Zydney does not render obvious "wherein the messaging system receives connection object messages from the plurality of instant voice message client systems, wherein each of the connection object messages includes data representing a state of a logical connection with a

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given one of the plurality of instant voice message client systems" (claims 24-26) 18

1. Zydney expressly teaches away from use of "connection objects" as defined in the '622 patent 19

2. No motivation to combine Zydney with Hethmon because Zyndey's transport mechanism would not have worked with HTTP at that time 20

VI. CONCLUSION 22

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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. ("Petitioner").

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 Petitioner filed a second petition for *inter partes* review to address different claims of the '622 patent. More specifically, the present Petition addresses claims 4, 5, 12, and 24-26, whereas the other petition (IPR2017-01667) addresses claims 3, 6-8, 10, 11, 13, 14-23, 27-35, 38, and 39.

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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