

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of: Rojas
U.S. Pat. No.: 8,724,622 Attorney Docket No.: 19473-0370IP1
Issue Date: May 13, 2014
App. Serial No.: 13/546,673
Filing Date: July 11, 2012
Title: SYSTEM & METHOD FOR INSTANT VOIP MESSAGING

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PETITION FOR *INTER PARTES* REVIEW OF
U.S. PATENT NO. 8,724,622
PURSUANT TO 35 U.S.C. §§ 311–319, 37 C.F.R. § 42

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EXHIBITS

- GOOGLE1001 U.S. Pat. No. 8,724,622 to Rojas (“the ’622 patent”)
- GOOGLE1002 Prosecution History of the ’622 Patent (Serial No. 13/546,673)
- GOOGLE1003 Declaration of Dr. Paul S. Min
- GOOGLE1004 Prosecution History of U.S. Pat. No. 7,535,890 (“Serial No. 10/740,030)
- GOOGLE1005 International Publication No. WO 01/11824 (“Zydney”)
- GOOGLE1006 International Publication No. WO 98/47252 (“Stern”)
- GOOGLE1007 [RESERVED]
- GOOGLE1008 U.S. Pub. No. 2002/0055967 (“Coussement”)
- GOOGLE1009 U.S. Pub. No. 2003/0208543 (“Enete”)
- GOOGLE1010 [RESERVED]
- GOOGLE1011 M. Day, et al., *A Model for Presence and Instant Messaging*, Internet Engineering Task Force, Request for Comments 2778 (“RFC2778”)
- GOOGLE1012 R. Droms, *Dynamic Host Configuration Protocol*, Internet Engineering Task Force, Request for Comments 2131 (“RFC2131”)
- GOOGLE1013 M. Day, et al., *Instant Messaging / Presence Protocol Requirements*, Internet Engineering Task Force, Request for Comments 2779 (“RFC2779”)
- GOOGLE1014 [RESERVED]
- GOOGLE1015 [RESERVED]
- GOOGLE1016 Declaration of Sandy Ginoza
- GOOGLE1017 U.S. Pat. No. 7,372,826 (“Dahod”)

I. INTRODUCTION

Google Inc. (“Petitioner”) petitions for *Inter Partes* Review (“IPR”) of claims 3-23 of U.S. Patent 8,724,622 (“the ’622 patent”).

II. MANDATORY NOTICES UNDER 37 C.F.R § 42.8

A. Real Parties-In-Interest Under 37 C.F.R. § 42.8(b)(1)

Google Inc. is the Petitioner. Google is a real party-in-interest in this proceeding, along with Motorola Mobility LLC, Huawei Device Co., Ltd., Huawei Device USA, Inc., Huawei Investment & Holding Co., Ltd., Huawei Technologies Co., Ltd., and Huawei Device (Dongguan) Co., Ltd.

B. Related Matters Under 37 C.F.R. § 42.8(b)(2)

Patent Owner filed a complaint on September 6, 2016 in the U.S. District Court for the Eastern District of Texas (Case No. 2:16-cv-992) alleging that Motorola Mobility LLC infringed the ’622 patent. The complaint was served on September 13, 2016. Patent Owner also filed a complaint on September 6, 2016 (Case No. 2:16-cv-994) alleging that Huawei Device USA, Inc. and Huawei Technologies USA, Inc. infringed the ’622 patent (the complaint was also served on September 13, 2016). On October 6, 2016, Patent Owner filed an amended complaint, which eliminated Huawei Technologies USA, Inc. as a defendant and added Huawei Device Co., LTD., as a defendant.

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