

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of: Rojas
U.S. Pat. No.: 8,724,622 Attorney Docket No.: 19473-0370IP2
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

TABLE OF CONTENTS

I.	INTRODUCTION	1
II.	MANDATORY NOTICES UNDER 37 C.F.R. § 42.8.....	1
	A. Real Parties-In-Interest Under 37 C.F.R. § 42.8(b)(1)	1
	B. Related Matters Under 37 C.F.R. § 42.8(b)(2)	1
	C. Lead And Back-Up Counsel Under 37 C.F.R. § 42.8(b)(3)	4
	D. Service Information.....	5
III.	PAYMENT OF FEES – 37 C.F.R. § 42.103.....	5
IV.	REQUIREMENTS FOR IPR UNDER 37 C.F.R. § 42.104.....	6
	A. Grounds for Standing Under 37 C.F.R. § 42.104(a).....	6
	B. Challenge Under 37 C.F.R. § 42.104(b) and Relief Requested	6
V.	SUMMARY OF THE '622 PATENT	8
	A. Brief Description.....	8
	B. Summary of Prosecution.....	9
VI.	CLAIM CONSTRUCTION UNDER 37 C.F.R. §§ 42.104(b)(3)	10
VII.	THERE IS A REASONABLE LIKELIHOOD THAT AT LEAST ONE CLAIM OF THE '622 PATENT IS UNPATENTABLE	11
	A. Ground 1 [Obvious under § 103 based on Zydney in view of Appelman] sets forth a reasonable likelihood to prevail on claim 1	11
	B. Ground 2 [Obvious under § 103 based on Zydney in view of Appelman and Boneh] sets forth a reasonable likelihood to prevail on claim 2.....	23

C.	Ground 3 [Obvious under § 103 based on Zydney in view of RFC793] sets forth a reasonable likelihood to prevail on claims 24-26	25
D.	Ground 4 [Anticipated under § 102 by Zydney] sets forth a reasonable likelihood to prevail on claims 27, 32-34, and 36-38	34
E.	Ground 5 [Obvious under § 103 based on Zydney in view of Enete] sets forth a reasonable likelihood to prevail on claims 27 and 32-39	47
F.	Ground 6 [Obvious under § 103 based on Zydney in view of Enete and Stern] sets forth a reasonable likelihood to prevail on claims 28-31	60
VIII.	CONCLUSION.....	71

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 *Transmission Control Protocol*, DARPA Internet Program Protocol Specification, Request for Comments 793 (“RFC793”)
- GOOGLE1008 [RESERVED]
- GOOGLE1009 U.S. Pub. No. 2003/0208543 (“Enete”)
- GOOGLE1010 [RESERVED]
- GOOGLE1011 [RESERVED]
- GOOGLE1012 [RESERVED]
- GOOGLE1013 [RESERVED]
- GOOGLE1014 U.S. Pat. Pub. No. 2002/0112167 (“Boneh”)
- GOOGLE1015 U.S. Pat. No. 6,750,881 (“Appelman”)
- GOOGLE1016 Declaration of Sandy Ginoza
- GOOGLE1017 U.S. Pat. No. 7,372,826 (“Dahod”)
- GOOGLE1018 Oxford (Online) Dictionaries, Definition of “Default” (cached 2000), <https://en.oxforddictionaries.com/definition/default>

I. INTRODUCTION

Google Inc. (“Petitioner”) petitions for *Inter Partes* Review (“IPR”) of claims 1, 2, and 24-39 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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