

ZTE (USA) Inc.

v.

Fundamental Innovation Systems International LLC

IPR2018-00111

U.S. Pat. No. 8,624,550

Patent Owner Demonstrative Exhibits

aper 1 (Petition); 16 (Institution Decision); 33 (POR); 42 (Reply); 54 (Sur-reply)
aper 48 (ZTE Motion to Add RPI); 50 (Opposition to Paper 48); 51 (ZTE Reply ISO Paper 48)

Grounds of Institution

Claims at Issue	References	Statutory Ground
Claims 1-3, 9-12 and 18	Rogers	35 U.S.C. § 103(a)
Claims 4-8 and 13-17	Rogers + Shiga	35 U.S.C. § 103(a)

Paper 16 (Institution Decision) at 6, 18

Institution Decision

- Petitioner “has not demonstrated a reasonable likelihood of showing that the subject matter of claim 1 would have been obvious over Rogers”
- “Petitioner has not demonstrated a reasonable likelihood of showing that the subject matter of claims 2, 3 and 9 would have been obvious over Rogers.”
- “Petitioner has not demonstrated a reasonable likelihood of showing that the subject matter of claims 11, 12 and 18 would have been obvious over Rogers.”
- “Petitioner has not demonstrated a reasonable likelihood of showing that the subject matter of claims 4-8 and 13-17 would have been obvious over the combined disclosures of Rogers and Shiga.”
- “Petitioner demonstrated a reasonable likelihood of showing that the subject matter of claim 10 would have been obvious over Rogers.”

Events Since Institution

- Findings of PTAB in related proceedings
- Admissions of Petitioner's expert Mr. Geier

Board Findings Regarding Rogers

“Rogers discloses increasing voltage, not current, and indicates a preference for keeping the applied current as low as possible. [Rogers], 10:29–33 (“The voltage is high so that the current required is as low as possible, for a given power level.”), 11:15–18 (disclosing a “dual-voltage accessory power system” that may “supply power at 48 VDC, instead of 5 VDC”), 11:51–55 (drawing 48 VDC from station input power 86, as shown in Figure 6 of Rogers). Amoni discloses providing “auxiliary” voltage and current to an attached peripheral device, but does so using “a modified (enhanced) USB cable having an extra conductor to supply the extra voltage” and current. [Amoni], 2:36–39, 3:66–4:4, Fig. 8, Abstract. In other words, **Rogers declines to violate the 500 mA current limit of USB 2.0** and Amoni relies on something other than a standard, four-pin USB connector to provide additional power.”

Huawei Device Co., Ltd. v. Fundamental Innovation Systems International LLC, IPR2018-00465, Paper 11 at 13-14 (PTAB, Aug. 20, 2018) ("Huawei-465") (same panel as the current proceeding, authored by APJ Tornquist) (cited on sur-reply 19)

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