

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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ZTE (USA) INC., SAMSUNG ELECTRONICS CO., LTD.,  
AND SAMSUNG ELECTRONICS AMERICA, INC.,

Petitioners,

v.

FUNDAMENTAL INNOVATION SYSTEMS INTERNATIONAL LLC,

Patent Owner.

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Case No. IPR2018-00276  
Patent No. 7,239,111

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**PATENT OWNER FUNDAMENTAL INNOVATION SYSTEMS  
INTERNATIONAL LLC'S UPDATED NOTICE  
PURSUANT TO 37 C.F.R. § 42.8**

Pursuant to 37 C.F.R. § 42.8, the Patent Owner Fundamental Innovation Systems International LLC hereby submits the following updated notice.

### **I. Real Party-In-Interest**

Fundamental Innovation Systems International LLC is the owner of U.S. Patent No. 7,239,111 (“the '111 patent”), and Fundamental Innovation Systems International Holdings LLC is the parent entity of Fundamental Innovation Systems International LLC. The Patent Owner has contracted with JASPAR to manage its patent portfolio.

### **II. Related Matters**

The Patent Owner identifies the following matters that may be deemed related pursuant to 37 C.F.R. § 42.8(b)(2):

- *Fundamental Innovation Systems International LLC v. Samsung Elecs. Co. et al.*, No. 2:17-cv-00145 (E.D. Tex.), settled;
- *Fundamental Innovation Systems International LLC v. LG Electronics, Inc. et al.*, No. 2:16-cv-01425 (E.D. Tex.) (the "LG action");
- *Fundamental Innovation Systems International LLC v. Huawei Investment & Holding Co. et al.*, No. 2:16-cv-01424 (E.D. Tex.), consolidated with the LG action and stayed pending settlement; and,
- *Fundamental Innovation Systems International LLC v. ZTE Corp. et al.*, No. 3:17-cv-01827 (N.D. Tex.).

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- The '111 patent is a continuation application of U.S. Application No. 10/087,629, filed Mar. 1, 2002, now U.S. Patent No. 6,936,936; which claims priority from U.S. Provisional Application Nos. 60/330,486, filed Oct. 23, 2001, and 60/273,021, filed Mar. 1, 2001.
- The '111 patent has seven children applications:
  - U.S. Application No. 11/749,680, filed on May 16, 2007, now U.S. Patent No. 7,453,233;
  - U.S. Application No. 12/268,297, filed on Nov. 10, 2008, now U.S. Patent No. 7,737,657;
  - U.S. Application No. 12/714,204, filed Feb. 26, 2010, now U.S. Patent No. 7,834,586 ("the '586 patent");
  - U.S. Application No. 12/905,934, filed Oct. 15, 2010, now U.S. Patent No. 7,986,127;
  - U.S. Application No. 13/175,487, filed on Jul. 1, 2011, now U.S. Patent No. 8,169,187;
  - U.S. Application No. 13/175,509, filed Jul. 1, 2011, now U.S. Patent No. 8,232,766 ("the '766 patent"); and,
  - U.S. Application No. 13/536,767, filed on Jun. 28, 2012, now U.S. Patent No. 8,624,550 ("the '550 patent").

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- IPR Nos. 2018-00605, 2018-00606 and 2018-00607 have been filed against the '936 patent, now all dismissed;
- IPR Nos. 2018-00487 and 2018-00495 have also been filed against the '111 patent, and the Board has denied institution for both;
- IPR Nos. 2018-00274, 2018-00485 and 2018-00493 have been filed against the '586 patent, and the Board has denied institution for all three;
- IPR Nos. 2018-00214, 2018-00215, 2018-00472 and 2018-00508 have also been filed against the '766 patent, and the Board has denied institution for all four;
- IPR Nos. 2018-00110, 2018-00111, 2018-00460, 2018-00461 and 2018-00465 have been filed against the '550 patent, and the Board has denied institution for IPR2018-00110, IPR2018-00460, IPR2018-00465 and terminated and consolidated IPR2018-00461 with IPR2018-00111.

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### III. Lead And Back-Up Counsel

Lead Counsel	Back-up Counsel
Hong Annita Zhong (Reg. No. 66,530) IRELL & MANELLA LLP 1800 Avenue of the Stars, Suite 900 Los Angeles, California 90067 Telephone: (310) 277-1010 Facsimile: (310) 203-7199 <a href="mailto:hzhong@irell.com">hzhong@irell.com</a>	Michael Fleming (Reg. No. 67,933) Jason Sheasby ( <i>pro hac vice</i> to be requested) IRELL & MANELLA LLP 1800 Avenue of the Stars, Suite 900 Los Angeles, California 90067 Telephone: (310) 277-1010 Facsimile: (310) 203-7199 <a href="mailto:mfleming@irell.com">mfleming@irell.com</a> <a href="mailto:jsheasby@irell.com">jsheasby@irell.com</a>

### IV. Service Information (unchanged)

The Patent Owner consents to electronic service by email to email addresses listed above and [FundamentalIPRs@irell.com](mailto:FundamentalIPRs@irell.com).

Dated: September 13, 2018

Respectfully submitted,

By: /s/ Hong Zhong  
H. Annita Zhong. (Reg. No. 66,530)

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