

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NFL ENTERPRISES LLC,

Petitioner

v.

OPENTV, INC.,

Patent Owner.

Case No. _____

U.S. Patent No. 7,055,169

**PETITION FOR *INTER PARTES* REVIEW
OF U.S. PATENT NO. 7,055,169**

TABLE OF CONTENTS

I.	INTRODUCTION	1
II.	MANDATORY NOTICES UNDER 37 C.F.R. § 42.8(b)	1
	A. Real Party-In-Interest	1
	B. Related Matters.....	1
	C. Lead and Back-up Counsel	2
	D. Service Information.....	2
III.	REQUIREMENTS FOR INTER PARTES REVIEW	3
	A. Fees.....	3
	B. Standing.....	3
IV.	SUMMARY OF CHALLENGES	3
V.	CONVENTIONS	4
VI.	THE CHALLENGED PATENT	4
	A. The State of the Art at the Time of the Filing of the '169 Patent	4
	B. Overview of the '169 Patent.....	6
	C. Level of Ordinary Skill in the Art	11
	D. Summary of the Prosecution History of the '169 Patent	11
VII.	CLAIM CONSTRUCTION	12
	A. “Directive” (Claims 1-2 and 22-23)	13
	B. “Prerequisite directive . . . ” (Claims 1-2 and 22-23).....	14
	C. “Subset of Said Set of Resources” (Claims 1 and 22-23).....	15
	D. The Preamble of Claim 22 is Limiting (Claim 22)	18
	E. “interactive television system” (Claim 22)	18
VIII.	THE CHALLENGED CLAIMS OF THE '169 PATENT ARE UNPATENTABLE.....	20
	A. Obviousness Grounds Based on Beri Alone or in Combination with Harrington	20
	1. Summary of the Prior Art: Beri	20
	2. Summary of the Prior Art: Harrington.....	23

3.	Beri renders obvious Claim 1	26
4.	Beri renders obvious Claim 2: The method of claim 1, wherein said prerequisite directive comprises one or more directives selected from the group consisting of: a markup language, a scripting language, and a style sheet.	34
5.	Beri and Harrington together render obvious Claim 22	34
6.	Beri renders obvious Claim 23	37
B.	Obviousness Grounds Based on Armstrong Alone or in Combination with Harrington.	38
1.	Summary of the Prior Art: Armstrong.....	38
2.	Armstrong renders obvious Claim 1	41
3.	Armstrong renders obvious Claim 2: The method of claim 1, wherein said prerequisite directive comprises one or more directives selected from the group consisting of: a markup language, a scripting language, and a style sheet.....	46
4.	Armstrong and Harrington together render obvious Claim 22	46
5.	Armstrong renders obvious Claim 23	49
IX.	THE TWO GROUNDS PER CHALLENGED CLAIM ARE NOT REDUNDANT	50
X.	CONCLUSION.....	50

LIST OF EXHIBITS

Exhibit No.	Description
1001	U.S. Patent No. 7,055,169
1002	Prosecution File History of U.S. Patent No. 7,055,169
1003	U.S. Provisional Application No. 60/373,883
1004	Declaration of Dr. Stephen Melvin
1005	Curriculum Vitae of Dr. Stephen Melvin
1006	U.S. Patent No. 6,141,018 (“Beri”)
1007	U.S. Patent No. 7,120,871 (“Harrington”)
1008	Tom Armstrong, <i>Designing and Using ActiveX Controls</i> (1st ed. 1997) (“Armstrong”) [Part 1]
1009	Tom Armstrong, <i>Designing and Using ActiveX Controls</i> (1st ed. 1997) (“Armstrong”) [Part 2]
1010	<i>American Heritage College Dictionary</i> (3d ed. 1993)
1011	<i>New Shorter Oxford English Dictionary</i> (1993)
1012	Joint Claim Construction and Prehearing Statement from <i>OpenTV, Inc. v. Apple, Inc.</i> , No. 15-2008 (C.D. Cal. Feb. 12, 2016), Dkt. 74
1013	<i>Random House Webster’s College Dictionary</i> 1305 (2000)
1014	Library of Congress catalog entry for Armstrong

I. INTRODUCTION

Pursuant to 37 C.F.R. § 42.100, *et seq.*, NFL Enterprises LLC (“Petitioner”) hereby petitions the United States Patent and Trademark Office (the “Office”) to institute an *inter partes* review of Claims 1-2 and 22-23 (the “Challenged Claims”) of U.S. Patent No. 7,055,169 (“the ’169 Patent”). The ’169 Patent is assigned to OpenTV, Inc. (“Patent Owner”). The ’169 Patent is directed to methods and systems for administrating interactive television services, but the Challenged Claims are not so limited, and rendered obvious by the prior art. *See* NFLE1001 at Claims 1, 2, 22, and 23. For each Challenged Claim, this Petition presents two non-cumulative grounds of invalidity based on references that were not considered by the Office during prosecution of the application that issued as the ’169 Patent. Petitioner asserts that both grounds of invalidity for each claim are at least reasonably likely to prevail, and that this Petition should be granted on all grounds.

II. MANDATORY NOTICES UNDER 37 C.F.R. § 42.8(b)

A. Real Party-In-Interest

The real parties in interest under 35 U.S.C. § 312(a)(3) and 37 C.F.R. § 42.8(b)(1) are Petitioner NFL Enterprises LLC and its parent company, NFL Ventures, L.P.

B. Related Matters

The Patent Owner is asserting the ’169 Patent against Petitioner in *Nagravision SA and OpenTV, Inc. v. NFL Enterprises LLC*, No. 2:17-cv-3919-AB-

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