

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NIDEC CORPORATION AND
AMERICAN HONDA MOTOR CO., INC.

Petitioners

v.

INTELLECTUAL VENTURES II LLC

Patent Owner

Case No. IPR2018-00598

U.S. Patent No. 7,067,952

Title: Stator Assembly Made from a Molded
Web of Core Segments and Motor Using Same

**MOTION FOR JOINDER UNDER 35 U.S.C. § 315(c),
37 C.F.R. § 42.122(b) TO RELATED
INTER PARTES REVIEW IPR2017-01631**

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I. Statement of Precise Relief Requested

Petitioners Nidec Corporation (“Nidec”) and American Honda Motor Co., Inc. (“Honda”) respectfully submit this Motion for Joinder together with a Petition for Inter Partes Review of U.S. Patent No. 7,067,952, filed contemporaneously herewith. On January 17, 2018, the Board instituted inter partes review of claims 1–6 and 8–14 of U.S. Patent No. 7,067,952 (“the ’952 Patent”) in *Denso Corporation, Denso International America, Inc., Asmo Co. Ltd., and Toyota Motor Corporation v. Intellectual Ventures II LLC*, Case No. IPR2017-01631 (“the Denso IPR”). Pursuant to 35 U.S.C. § 315(c) and 37 C.F.R. § 42.122(b), Nidec and Honda request institution of inter partes review for claims 1–6 and 8–14 of the ’952 Patent, and request joinder with the Denso IPR.

Nidec and Honda’s request for joinder is timely, and their Petition is substantively identical to the Petition in the Denso IPR (Case No. IPR2017-01631 (Paper 1)). The Board instituted on all grounds and claims asserted in IPR2017-01631. Nidec and Honda propose the same grounds for unpatentability that were presented in the Denso IPR, based on the same prior art. Joinder will streamline discovery and briefing, and will allow for efficient review of the ’952 Patent, without undue burden on the parties to the Denso IPR. As the Board has noted, the Board “routinely grants motions for joinder where the party seeking joinder introduces identical arguments and the same grounds raised in the existing

proceeding.” *Samsung Elecs., Co., Ltd., et al. v. Raytheon Co.*, Case No. IPR2016-00962, slip op. at 9 (PTAB Aug. 24, 2016) (Paper 12) (internal quotations and citations omitted) (emphases in the original).

II. Statement of Material Facts and Related Proceedings

1. On March 20, 2017, Intellectual Ventures II LLC (“IV”) filed a complaint with the International Trade Commission (“ITC”), alleging that Nidec, Honda, and other parties infringe the ’952 Patent (“the 337-TA-1052 Investigation”). The investigation was instituted on April 28, 2017.

2. Denso Corporation, Denso International America, Inc., Asmo Co. Ltd., and Toyota Motor Corporation (together “the Petitioners”) filed a petition for *inter partes* review of the ’952 Patent on June 16, 2017 (“the Denso Petition”), challenging the patentability of claims 1–6 and 8–14 of the ’952 Patent. *Denso Corporation, Denso International America, Inc., Asmo Co. Ltd., and Toyota Motor Corporation*. Case No. IPR2017-01631 (Paper 1).

3. On September 8, 2017, the ITC granted a motion that terminated the 337-TA-1052 investigation.

4. On September 5, 2017, IV filed another action at the ITC, again alleging that Nidec, Honda, and other parties infringe the ’952 Patent (“the 337-TA-1073 Investigation”).

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