UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DAIMLER AG, Petitioner

v.

BLITZSAFE TEXAS, Patent Owner

U.S. Patent No. 7,489,786

"Audio Device Integration System"

Inter Partes Review No. 2018-01214

CORRECTED PETITION FOR *INTER PARTES* REVIEW PURSUANT TO THE COURT'S ORDER (CONDUCT OF THE PROCEEDING, PAPER 6) OF U.S. PATENT NO. 7,489,786 UNDER 35 U.S.C. §§ 311-319 AND 37 C.F.R. §§ 42.100 et seq.



TABLE OF CONTENTS

		<u>Pag</u>				
I.	INT	RODUCTION				
II.	BACKGROUND					
	A.	Overview of the Technology				
		1. Blitzsafe commercially sold an interface that connected third party CD changers to preexisting car stereos				
		2. Other Manufacturers Commercialized Similar Interfaces10				
	B.	The '786 Patent Specification				
	C.	The '786 Prosecution History				
	D.	The Claims of the '786 Patent				
	E.	Prior Petitions1				
	F.	Other Pending Petitions Are Not Duplicative1				
	G.	Person of Ordinary Skill in the Art14				
III.	CLA	CLAIM CONSTRUCTION1				
	A.	"device presence signal"				
	B.	Means Plus Function Claim Elements				
		(a) "first pre-programmed means for generating "15				
		(b) "first pre-programmed means for transmitting" 10				
		(c) "second pre-programmed means for remotely controlling by receiving "				
		(d) "second pre-programmed means for remotely controlling by processing"				
		(e) "second pre-programmed means for remotely controlling by transmitting "				
		(f) "means for transmitting"1				
IV.		TEMENT OF RELIEF REQUESTED FOR EACH ALLENGED CLAIM18				
	A.	Identification of Challenge (37 C.F.R. § 42.104(b))18				
	B.	Grounds of Challenge (37 C.F.R. § 42.204(b)(2))				



V .			CATION OF HOW THE CHALLENGED CLAIMS ARE NTABLE	19
	A.	Ove	rview of the Cited Prior Art	19
		1.	Barnea	19
		2.	Plagge	20
		3.	Bhogal	21
		4.	CAN	22
		5.	Frese	23
	В.		and 1 – Barnea, Plagge and Bhogal render claims 1, 2, 4, 5, 14, 23, 24, 44 and 47 obvious	24
		1.	A POSITA would have been motivated to combine Barnea, Plagge and Bhogal	25
		2.	Independent Claim 1	31
			(a) 1[a]	31
			(b) 1[b]	33
			(c) 1[c]	34
			(d) 1[d]	37
			(e) 1[e]	39
			(f) 1[f]	44
			(g) 1[g]	47
			(h) 1[h]	49
			(i) 1[i]	49
			(j) 1[j]	49
			(k) 1[k]	50
			(l) 1[l]	52
		3.	claim 2	53
		4.	claim 4	53
		5.	claim 5	54
		6.	Claim 13	55
		7	Claim 14	55



	8.	Claim 23				
	9.	Claim 24				
	10.	Clair	ms 44 & 47	56		
C.	Ground 2 – Barnea, Plagge, Bhogal, and the CAN Specification render claims 6, 57, 58, 60, 63, 64, 65, 92, 94, 97, and 98 obvious					
	1.	clain	n 6	58		
		(a)	The CAN protocol discloses the claimed "device presence" signal	58		
		(b)	A POSITA would have included CAN's "wake- up" command in the modified Barnea system	61		
	2.	Inde	pendent Claim 57	63		
	3.	Dependent Claims 58, 63-65				
	4.	Inde	pendent Claim 92	65		
		(a)	"first pre-programmed means for generating "	66		
		(b)	"first pre-programmed means for transmitting"	66		
		(c)	"second pre-programmed means for remotely controlling by receiving "	67		
		(d)	"second pre-programmed means for remotely controlling by processing "	68		
		(e)	"second pre-programmed means for remotely controlling by transmitting "	69		
		(f)	"means for transmitting"	69		
	5.	Dependent Claims 94, 97 and 98		70		
D.	Ground 3 – Barnea, Plagge, Bhogal and Ohmura render claims 7 and 8 obvious					
	1.	Claim 7				
	2.	Claim 8				
E.	Ground 4 – Barnea, Plagge, Bhogal, Ohmura and CAN render claims 61 and 62 obvious					
	1.		endent Claims 61 and 62			
		1		-		



	F.	Ground 5 – Barnea, Plagge, Bhogal and Frese render claim 10 obvious		
		1. Claim 10	76	
	G.	Ground 6 – Barnea, Plagge, Bhogal, Frese and CAN render 86, 88, 89, 90 and 91 obvious		
		1. Independent Claim 86	80	
		2. Dependent Claims 88-91	81	
	Н.	Secondary Considerations Do Not Support A Finding Of Non- Obviousness	82	
VI.	MANDATORY NOTICES			
	A.	Real Party-in-Interest (37 C.F.R. § 42.8(b)(1))		
	B.	Related Matters (37 C.F.R. § 42.8(b)(2))		
		1. Related Patent Office Proceedings	83	
		2. Related Litigation	83	
	C.	Lead and Back-Up Counsel (37 C.F.R. § 42.8(b)(3)) and Service Information (37 C.F.R. § 42.8(b)(3)-(4))		
	A.	Payment of Fees (37 C.F.R. § 42.15(a))		
	B.	Service	84	
IX.	REQUIREMENTS FOR INTER PARTES REVIEW (37 C.F.R §§ 42.101, 42.104, AND 42.108)			
	A.	Grounds for Standing (37 C.F.R. § 42.104(a); 37 C.F.R. §§ 42.101(a)-(c))		
X.	CON	CONCLUSION		



DOCKET

Explore Litigation Insights



Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time** alerts and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.

