

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LG ELECTRONICS, INC., HTC CORPORATION, AND HTC AMERICA,
INC.

Petitioners

v.

UNILOC LUXEMBOURG S. A.¹

Patent Owner

IPR2018-01458

PATENT 8,712,723

¹ The owner of this patent is Uniloc 2017 LLC.

PATENT OWNER PRELIMINARY RESPONSE TO PETITION
PURSUANT TO 37 C.F.R. §42.107(a)

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I. INTRODUCTION

Uniloc 2017 LLC (“Uniloc” or “Patent Owner”) submits this Response to Petition IPR2018-01458² for *Inter Partes* Review (“Pet.” or “Petition”) of United States Patent No. 8,712,723 (“the ’723 patent” or “EX1001”) filed by LG Electronics, Inc., HTC Corporation, and HTC America, Inc. (“Petitioners”). The instant Petition is procedurally and substantively defective for at least the reasons set forth herein.

II. THE ’723 PATENT

The ’723 patent is titled “Human activity monitoring device.” The ’723 patent issued April 29, 2014, from U.S. Patent Application No. 13/018,321 filed January 31, 2011.

The inventors of the ’723 patent observed that, at the time, step counting devices that utilize an inertial sensor to measure motion to detect steps generally required the user to first position the device in a limited set of orientations. In some devices, the required orientations are dictated to the user by the device. In other devices, the beginning orientation is not critical, so long as this orientation can be

² The instant Petition and Petitioners seek joinder to IPR2018-00389. *See* Paper 10. Furthermore, as Petitioners state, the instant Petition is a “carbon copy” of the original petition in IPR2018-00389. *Id.*, at 1.

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