UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SLING TV L.L.C.

Petitioner

v.

UNILOC 2017 LLC

Patent Owner

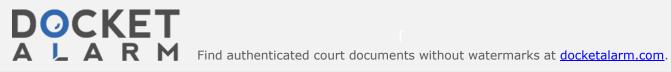
IPR2019-01367 PATENT 8,407,609

PATENT OWNER RESPONSE TO PETITION PURSUANT TO 37 C.F.R. § 42.120



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		1. "computer system"14			
	C.	Jacoby and Bland do not disclose each element of each of the claims of the '609 patent. (Ground 1)			
		1. Neither Jacoby nor Bland discloses "providing an applet to the user's computer for each digital media presentation to be delivered using the first computer system, wherein the applet is operative by the user's computer as a timer."			
		2. Jacoby does not teach "wherein each provided webpage causes corresponding digital media presentation data to be streamed from a second computer system distinct from the first computer system directly to the user's computer independent of the first computer system."			
		3. Jacoby does not teach "wherein the stored data is indicative of an amount of time the digital media presentation data is streamed from the second computer system to the user's computer."			



		4.	Jacoby does not teach "providing a corresponding web page to the user's computer for each digital media presentation to be delivered."
		5.	The Petition fails to prove obviousness of any dependent claim
	D.		ombination of McTernan and Robinson does not teach all of ements of the claims of the '609 patent. (Ground 2)31
		1.	McTernan does not teach "wherein each provided webpage causes corresponding digital media presentation data to be streamed from a second computer system distinct from the first computer system directly to the user's computer independent of the first computer system."
		2.	The combination of McTernan and Robinson does not teach "wherein each stored data is together indicative of a cumulative time the corresponding web page was displayed by the user's computer" because the combination is based upon impermissible hindsight
		3.	The Petition fails to prove obviousness of any dependent claim
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Exhibits

2001	Claim Construction Ruling, <i>Uniloc 2017 LLC v. Netflix, Inc.</i> , SACV 18-2055-GW-DFMx, Dkt. 138 (C.D. Cal. Mar. 9, 2020)
2002	Claim Construction Memorandum and Order, <i>Uniloc 2017 LLC v. Google LLC</i> , Case No. 2:18-CV-00502-JRG-RSP, Dkt. 149 (E.D. Tex. Jan. 20, 2020) (adopted Dkt. 198, Mar. 24, 2020)



I. INTRODUCTION

Uniloc 2017 LLC ("Uniloc" or "Patent Owner") submits this Response to Petition IPR2019-01367 for *Inter Partes* Review ("Pet." or "Petition") of United States Patent No. 8,407,609 ("the '609 patent" or "EX1001") filed by Sling TV L.L.C. ("Petitioner").

In view of the reasons presented herein, the Petition should be denied in its entirety, as Petitioner has failed to meet its burden of showing that any challenged claim is unpatentable. 35 U.S.C. § 316(e).

Uniloc addresses each ground and provides specific examples of how Petitioner failed to establish that any of the challenged '609 Patent claims is unpatentable. As a non-limiting example described in more detail below, the Petition fails to show that the cited art teaches every feature of any of the challenged claims.

Accordingly, Uniloc respectfully requests that the Board find that Petitioner has failed to carry its burden of proof that any of Claims 1-3 of the '609 Patent are unpatentable.

II. THE '609 PATENT

A. Effective Filing Date of the '609 Patent

The '609 patent is titled "System and method for providing and tracking the provision of audio and visual presentations via a computer network." The '609 patent issued March 26, 2013, from U.S. Patent Application No. 12/545,131 filed



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