UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROSOFT CORPORATION
Petitioner

v.

UNILOC 2017 LLC
Patent Owner

IPR2019-01559
U.S. PATENT NO. 8,724,622

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

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C. No prima facie obviousness for "wherein the predetermined set of permitted actions includes at least one of a connection request, a disconnection request, a subscription request, an unsubscription request, a message transmission request, and a set status request" as recited in challenged dependent claim 5. 26

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EXHIBITS

Exhibit 2001	U.S. Patent No. 7,372,826 (Dahod)

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I. INTRODUCTION

Pursuant to 35 U.S.C. §313 and 37 C.F.R. §42.107(a), Uniloc 2017 LLC (the "Patent Owner" or "Uniloc") submits Uniloc's Preliminary Response to the Petition for *Inter Partes* Review ("Pet." or "Petition") of United States Patent No. 8,724,622 ("the '622 patent" or "Ex. 1001") filed by Microsoft Corporation ("Petitioner") in IPR2019-01559.

In view of the reasons presented herein, the Petition should be denied in its entirety, for *inter alia*, (1) lacking candor by failing to bring to the Board's attention multiple denied petitions for *inter partes* review against the '622 Patent, (2) presenting challenges based on grounds substantively unchanged from grounds asserted in prior petitions that were denied institution, (3) failing to justify the filing of multiple, concurrent petitions, and (3) as failing to meet the threshold burden of proving there is a reasonable likelihood that the challenged claim is unpatentable.

Uniloc addresses each ground and provides specific examples of how Petitioner failed to establish that it is more likely than not that it would prevail with respect to the challenged '622 Patent claim. As a non-limiting example described in more detail below, the Petition fails the all-elements-rule in not addressing every feature of the challenged claim.

Accordingly, Uniloc respectfully requests that the Board decline institution of trial on Claim 5 of the '622 Patent.

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