

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ERICSSON INC.,

Petitioner,

v.

UNILOC 2017 LLC,

Patent Owner.

Case No. IPR2020-00376

U.S. Patent No. 7,016,676

MOTION FOR JOINDER
UNDER 35 U.S.C. § 315(c); 37 C.F.R. § 42.122(b)
TO RELATED *INTER PARTES* REVIEW IPR2019-01116

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I. Statement of Precise Relief Requested

Ericsson Inc. (“Ericsson” or “Petitioner”) respectfully submits this Motion for Joinder together with a Petition (“Ericsson Petition”) for *Inter Partes* Review of U.S. Patent No. 7,016,676 (“the ’676 patent”) filed contemporaneously herewith. The Board instituted *inter partes* review of claims 1 and 2 of the ’676 patent in *Microsoft Corporation v. Uniloc 2017 LLC*, Case No. IPR2019-01116, on December 4, 2019 (“the Microsoft IPR”). Pursuant to 35 U.S.C. § 315(c) and 37 C.F.R. § 42.122(b), Ericsson requests institution of *inter partes* review of claims 1 and 2 of the ’676 patent and requests joinder with IPR2019-01116.

Ericsson’s request for joinder is timely because it is made no later than one month after the December 4, 2019, institution date of the Microsoft IPR. The Ericsson Petition is substantively identical to Microsoft’s petition (“Microsoft Petition”) in the Microsoft IPR, and Ericsson seeks institution on the same claims, prior art, and grounds for unpatentability that were instituted in the Microsoft IPR. Therefore, Ericsson’s petition warrants institution for at least the same reasons that the Board instituted the Microsoft IPR. In addition, Ericsson proposes to streamline discovery and briefing by taking an “understudy role.”

Petitioner in the Microsoft IPR does not oppose Ericsson’s instant motion.

Joinder is appropriate here because it will not unduly burden or prejudice the parties to the Microsoft IPR and will efficiently resolve the question of the ’676

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