UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Ericsson Inc. ("Ericsson"),

Petitioner,

v.

Uniloc 2017 LLC ("Uniloc"),

Patent Owner

U.S. Patent No. 6,868,079

DECLARATION OF DR. VIJAY K. MADISETTI, PH.D., UNDER 37 C.F.R. § 1.68 IN SUPPORT OF PETITION FOR INTER PARTES REVIEW



TABLE OF CONTENTS

I.	INTRODUCTION	3
II.	QUALIFICATIONS	4
III.	LEVEL OF ORDINARY SKILL IN THE ART	11
IV.	RELEVANT LEGAL STANDARDS	13
A.	Anticipation	13
B.	Obviousness	15
C.	Claim Interpretation in Inter Partes Review	17
V.	OVERVIEW OF THE '079 PATENT	18
VI.	CLAIM CONSTRUCTION	22
VII.	IDENTIFICATION OF HOW THE CLAIMS ARE UNPATENTABLE	23
A. Kay	Ground #1: Claims 1, 5, 7, and 17 are unpatentable as obvious over Merakos in view and Alamouti	
1	. Summary of Merakos	23
2	. Summary of Kay	27
3	. Summary of Alamouti	32
4	. Reasons to Combine Merakos with Kay	33
5	. Reasons to Combine Merakos and Kay with Alamouti	50
6	. Claim 1	55
7	. Claim 5	73
8	. Claim 7	83
9	. Claim 17	87
B. in v	Ground #2: Claims 3 and 4 are unpatentable as obvious over the combination of Meiew of Kay, Alamouti, and Dent	
1	. Summary of Dent	93
2	. Reasons to Combine Merakos, Kay, and Alamouti with Dent	94
3	. Claim 3	98
4	. Claim 4	101
C. of K	Ground #3: Claim 2 is unpatentable as obvious over the combination of Merakos in Kay, Alamouti, and Ling	
1	. Summary of Ling	103
2	. Reasons to Combine Merakos, Kay, and Alamouti with Ling	104
3	·	
VIII	DECLARATION	112



I. INTRODUCTION

- 1. My name is Vijay K. Madisetti, and I have been retained by counsel for Ericsson Inc. ("Petitioner," "Ericsson") as a technical expert in connection with the proceeding identified above. I submit this declaration in support of Ericsson's Petition for *Inter Partes* Review of U.S. Patent No. 6,868,079 ("the '079 Patent").
- 2. I am being compensated for my time in this matter at an hourly rate. I am also being reimbursed for reasonable and customary expenses associated with my work and testimony in this matter. My compensation is not contingent on the outcome of this matter or the specifics of my testimony. I have no personal or financial stake or interest in the outcome of the present proceeding.
 - 3. In the preparation of this declaration, I have studied:
 - (1) The '079 Patent, Ex. 1001;
 - (2) The Prosecution History of the '079 Patent, Ex. 1002, ("'079 Prosecution History");
 - (3) U.S. Patent No. 5,521,925 to Merakos *et al.* ("Merakos"), Ex. 1003;
 - (4) U.S. Patent No. 5,299,198 to Kay et al. ("Kay"), Ex. 1004;
 - (5) U.S. Patent No. 5,933,421 to Alamouti et al. ("Alamouti"), Ex. 1006;
 - (6) U.S. Patent No. 5,430,760 Dent ("Dent"), Ex. 1005; and
 - (7) U.S. Patent No. 6,172,970 Ling *et al.* ("Ling"), Ex. 1009.
 - 4. In forming the opinions expressed below, I have considered:



- (1) The documents listed above, any additional documents discussed below; and
- (2) My own knowledge and experience based upon my work in the field of communication networks.

II. QUALIFICATIONS

- 5. I am an expert in the field of wireless communications. I have studied, taught, practiced, and researched this field for over thirty years. The following is a summary of my educational background, work experience, and other relevant qualifications. A true and accurate copy of my *curriculum vitae* can be found in exhibit Ex. 1008.
- 6. I obtained my Ph.D. in Electrical Engineering and Computer Science at the University of California, Berkeley, in 1989. I received the Demetri Angelakos Outstanding Graduate Student Award from the University of California, Berkeley and the IEEE/ACM Ira M. Kay Memorial Paper Prize in 1989.
- 7. I joined Georgia Tech in the fall of 1989 and am now a Professor in Electrical and Computer Engineering. I have been active in the areas of wireless communications, digital signal processing, integrated circuit design (analog & digital), software engineering, system-level design methodologies and tools, and software systems. I have been the principal investigator ("PI") or co-PI in several active research programs in these areas, including DARPA's Rapid Prototyping of



Application Specific Signal Processors, the State of Georgia's Yamacraw Initiative, the United States Army's Federated Sensors Laboratory Program, and the United States Air Force Electronics Parts Obsolescence Initiative. I have received an IBM Faculty Award and the NSF's Research Initiation Award. I have been awarded the 2006 Frederick Emmons Terman Medal by the American Society of Engineering Education for contributions to Electrical Engineering, including authoring a widely-used textbook in the design of VLSI digital signal processors.

- 8. I have developed and taught undergraduate and graduate courses in hardware and software design for signal processing and wireless communication circuits at Georgia Tech for the past twenty years. I have graduated more than 20 Ph.D. students that now work as professors or in technical positions around the world.
- 9. I have been an active consultant to industry and various research laboratories (including Massachusetts Institute of Technology ("MIT") Lincoln Labs and Johns Hopkins University Applied Physics Laboratory). I have founded three companies in the areas of embedded software, military chipsets involving imaging technology, and wireless communications. I have supervised the Ph.D. dissertations of over twenty engineers in the areas of computer engineering, signal processing, communications, rapid prototyping, and system-level design methodology, five of which have resulted in thesis prizes or paper awards.



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.

