

IPR2020-00897
Apple Inc. v. Corephotonics, Ltd.

U.S. Patent No. 10,324,277

core | photonics

Instituted Grounds

- **Ground 1: Claims 1-3 and 5-8**
Obviousness over Ogino Example 4 and Bareau
- **Ground 2: Claims 1-24**
Obviousness over Ogino Example 5 and Bareau

Overview of Argument

- **All Instituted Grounds: Petition Uses Improper Hindsight**
 - Improperly uses '277 patent as a guide to obviousness
 - No motivation to modify Ogino with Bareau
 - Overlapping lens elements ignore manufacturability
- **Ground 1:**
 - Ignores Bareau Teaching of Relative Illumination
- **Ground 2:**
 - Hindsight analysis ignores standard industry design practices
 - Inconsistent Characterization of Ogino Example 5

Petitioner Improperly Uses '277 Patent as a Guide

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Dr. Sasian Designed Lenses Based on '277 Patent Claims

Q: So once you found a spacing between L3 and L4 that met the claim limitations, you just stopped; right?

MS. SIVINSKI: Objection. Misstates testimony.

A: I wouldn't characterize like that. I apply the teaching of Ogino and change the spacing and have probably -- probably three different solutions, and one of them was within the range of -- of -- in thickness as specified in the -- in the '277 Patent. The others, maybe they weren't within the range of the '277 Patent.

Ex. 2003, February 19, 2021, Sasian Dep. Tr., 171:2-13.

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