

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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TCT MOBILE (US), INC.; TCT MOBILE (US) HOLDINGS, INC.;  
HUIZHOU TCL MOBILE COMMUNICATION CO. LTD.; AND TCL  
COMMUNICATION, INC.,  
Petitioners

v.

FUNDAMENTAL INNOVATION SYSTEMS INTERNATIONAL LLC,  
Patent Owner

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Case No. IPR2021-00599  
U.S. Patent No. 7,834,586

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**PETITIONERS' MOTION TO SUBMIT SUPPLEMENTAL  
INFORMATION UNDER 37 CFR § 42.123(a)**

## **PETITIONERS' UPDATED EXHIBIT LIST**

<b><i>Exhibit</i></b>	<b><i>Description</i></b>
<b>1001</b>	U.S. Patent No. 7,834,586 to Fischer et al., "Multifunctional Charger System and Method," filed Feb. 26, 2010 (the "'586 Patent")
<b>1002</b>	U.S. Patent File History of the '586 Patent (the "'586 File History")
<b>1003</b>	Declaration of Dr. Jacob Baker regarding U.S. Patent No. 7,834,586 ("Baker")
<b>1004</b>	<i>Curriculum Vitae</i> of Dr. Jacob Baker
<b>1005</b>	U.S. Patent No. 7,239,111 ("Fischer")
<b>1006</b>	U.S. Provisional Application No. 60/273,021 (the "'021 provisional")
<b>1007</b>	U.S. Provisional Application No. 60/330,486 (the "'486 provisional")
<b>1008</b>	Universal Serial Bus Specification, Revision 1.1, September 23, 1998 ("USB 1.1")
<b>1009</b>	Universal Serial Bus Specification, Revision 2.0, April 27, 2000 ("USB 2.0")
<b>1010</b>	U.S. Patent No. 6,531,845 ("Kerai")
<b>1011</b>	U.S. Patent No. 6,625,738 ("Shiga")
<b>1012</b>	U.S. Patent Application Publication No. 2003/0135766 ("Zyskowski")
<b>1013</b>	U.S. Patent No. 6,625,790 ("Casebolt")
<b>1014</b>	Cypress CY7C63722/23 CY7C63742/43 enCoRe™ USB Combination Low-Speed USB & PS/2 Peripheral Controller, by Cypress Semiconductor Corporation, published May 25, 2000 ("Cypress enCoRe" or "Cypress Datasheet")
<b>1015</b>	Japanese Patent Application No. 2000-165513A ("Morita") with Certificate of Accuracy
<b>1016</b>	Amended Complaint, <i>Fundamental Innovation Systems Int'l LLC v. TCT Mobile (US) Inc. et al.</i> , No. 1-20-cv-00552-CFC (D. Del. Sep. 11, 2020) ("Complaint")
<b>1017</b>	U.S. Patent No. 6,668,296 ("Dougherty")
<b>1018</b>	U.S. Patent No. 5,923,146 ("Martensson")

<i><b>Exhibit</b></i>	<i><b>Description</b></i>
<b>1019</b>	Japanese Patent Application No. 2000-165513A (“Morita”) with updated Certificate of Accuracy

<i>Appendix</i>	<i>Description</i>
<b>A</b>	9/24/2021 Email Thread
<b>B</b>	9/23/2021 Email Thread to Board
<b>C</b>	Kramer Declaration Regarding Certificates of Accuracy

Petitioner respectfully moves to submit supplemental information under 37 CFR § 42.123(a), namely, a supplemental certificate of accuracy for a prior art reference (“supplemental certification”). Ex. 1019.

Along with its Petition, Petitioner submitted a “certificate of accuracy” for a translation of JP2000-165513A (the “Morita” prior art reference). IPR2021-00599, Ex. 1015, 11. That certificate is signed by Susannah Smith, noting that the translation is “a true, accurate, and complete translation into *English*.” *Id.* Further, Ms. Smith’s statement was “[s]worn to and signed before” a notary public. *Id.* This was the standard jurat for this translation company, which has been used in legal proceedings, including IPRs, without objection. Appendix C (Kramer Declaration).

The Petition argued that all challenged claims are obvious over Morita and the knowledge of a POSITA. Paper 1 (Petition), 34-61. In its preliminary response, Patent Owner argued that the Board should not institute a trial because the translator’s certification does not include a “penalty of perjury” statement. Paper 7 (POPR), 27. On August 27, 2021, the Board instituted a trial based on the Morita reference. Paper 8 (ID), 2, 9. After the institution decision, Patent Owner did not file evidentiary objections. Nonetheless, to avoid potential further disputes, Petitioner served on Patent Owner the supplemental certification (Ex. 1015) and asked Patent Owner whether it would agree to the filing of the supplemental certification or not to further raise objections. Appendix A, 9/24/2021 Email Thread. The supplemental certification, also signed by Ms. Smith, includes additional

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