

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

ALIVECOR, INC.,
Patent Owner.

IPR2021-00972
Patent 10,638,941

**PETITIONER'S REPLY TO
PATENT OWNER'S PRELIMINARY RESPONSE**

EXHIBIT LIST

- APPLE-1001 U.S. Patent 10,638,941 to Albert et al. (“the ’941 patent”)
- APPLE-1002 Excerpts from the Prosecution History of the ’941 patent (“the Prosecution History”)
- APPLE-1003 Declaration of Dr. Bernard A. Chaitman
- APPLE-1004 PCT Patent Publication WO2012/140559 (“Shmueli”)
- APPLE-1005 U.S. Patent Publication 2014/0275840 (“Osorio”)
- APPLE-1006 Li Q, Clifford GD, “Signal quality and data fusion for false alarm reduction in the intensive care unit,” J Electrocardiol. 2012 Nov-Dec; 45(6):596-603 (“Li-2012”)
- APPLE-1007 U.S. Patent Publication 2008/0004904 (“Tran”)
- APPLE-1008 U.S. Patent Publication 2014/0107493 (“Yuen”)
- APPLE-1009 U.S. Patent Publication 2015/0119725 (“Martin”)
- APPLE-1010 U.S. Provisional Application No. 61/794,540 (“Osorio Provisional”)
- APPLE-1011 Lee J, Reyes BA, McManus DD, Mathias O, Chon KH. International Journal of Bioelectromagnetism, Vol. 15, No. 1, pp. 26-29, 2013 (“Lee-2013”)
- APPLE-1012 Tsipouras MG, Fotiadis DI. Automatic arrhythmia detection based on time and time-frequency analysis of heart rate variability. Comput Methods Programs Biomed. 2004 May; 74(2):95-108 (“Tsipouras-2004”)
- APPLE-1013 Lu S, Zhao H, Ju K, Shin K, Lee M, Shelley K, Chon KH. Can photoplethysmography variability serve as an alternative approach to obtain heart rate variability information? J Clin

..

Monit Comput. 2008 Feb; 22(1):23-9 (“Lu-2008”)

- APPLE-1014 Selvaraj N, Jaryal A, Santhosh J, Deepak KK, Anand S. Assessment of heart rate variability derived from finger-tip photoplethysmography as compared to electrocardiography. J Med Eng Technol. 2008 Nov-Dec; 32(6):479-84 (“Selvaraj-2008”)
- APPLE-1015 Lu G, Yang F, Taylor JA, Stein JF. A comparison of photoplethysmography and ECG recording to analyse heart rate variability in healthy subjects. J Med Eng Technol. 2009; 33(8):634-41 (“Lu-2009”)
- APPLE-1016 Suzuki T, Kameyama K, Tamura T. Development of the irregular pulse detection method in daily life using wearable photoplethysmographic sensor. Annu Int Conf IEEE Eng Med Biol Soc. 2009; 2009:6080-3 (“Suzuki-2009”)
- APPLE-1017 Reed MJ, Robertson CE, Addison PS. Heart rate variability measurements and the prediction of ventricular arrhythmias. QJM. 2005 Feb;98(2):87-95 (“Reed-2005”)
- APPLE-1018 Schäfer A, Vagedes J. How accurate is pulse rate variability as an estimate of heart rate variability? A review on studies comparing photoplethysmographic technology with an electrocardiogram. Int J Cardiol. 2013 Jun 5; 166(1):15-29 (“Schafer-2013”)
- APPLE-1019 K. Douglas Wilkinson, “The Clinical Use of the Sphygmomanometer,” The British Medical Journal, 1189-90 (Dec. 27, 1924) (“Wilkinson”)
- APPLE-1020 U.S. Patent 6,095,984 (“Amano”)
- APPLE-1021 B.K. Bootsma et. al, “Analysis of R-R intervals in patients with atrial fibrillation at rest and during exercise.” Circulation 1970; 41:783-794 (“Bootsama-1970”)
- APPLE-1022 Frits L. Meijler and Fred H. M. Wittkamp, “Role of the

...

Atrioventricular Node in Atrial Fibrillation” Atrial Fibrillation: Mechanisms and Management, 2nd ed. 1997 (“Meijler-1997”)

- APPLE-1023 Heart Diseases, Definition of Heart Diseases by Merriam-Webster Dictionary
- APPLE-1024 Acharya UR, Joseph KP, Kannathal N, Lim CM, Suri JS. Heart rate variability: a review. Med Biol Eng Comput. 2006 Dec; 44(12):1031-51 (“Acharya-2006”)
- APPLE-1025 Saime Akdemir Akar, Sadık Kara, Fatma Latifoğlu, Vedat Bilgiç. Spectral analysis of photoplethysmographic signals: The importance of preprocessing. Biomedical Signal Processing and Control, 2013; 8(1):16-22 (Akar-2013)
- APPLE-1026 U.S. Provisional Application No. 61/915,113
- APPLE-1027 U.S. Provisional Application No. 61/953,616
- APPLE-1028 U.S. Provisional Application No. 61/969,019
- APPLE-1029 U.S. Provisional Application No. 61/970,551
- APPLE-1030 U.S. Provisional Application No. 62/014516
- APPLE-1031 U.S. Patent Publication No. 2012/0203491 (“Sun”)
- APPLE-1032 U.S. Patent 9,808,206 (“Zhao”)
- APPLE-1033 Kleiger RE, Stein PK, Bigger JT Jr. Heart rate variability: measurement and clinical utility. Ann Noninvasive Electrocardiol. 2005 Jan; 10(1):88-101 (“Kleiger-2005”)
- APPLE-1034 Chen Z, Brown EN, Barbieri R. Characterizing nonlinear heartbeat dynamics within a point process framework. IEEE Trans Biomed Eng. 2010 Jun; 57(6):1335-47 (“Chen-2010”)
- APPLE-1035 Karvonen, J., Vuorimaa, T. Heart Rate and Exercise Intensity

During Sports Activities. Sports Medicine 5, 303–311 (1988) (“Karvonen-1988”)

- APPLE-1036 Yu C, Liu Z, McKenna T, Reisner AT, Reifman J. A method for automatic identification of reliable heart rates calculated from ECG and PPG waveforms. J Am Med Inform Assoc. 2006 May-Jun; 13(3):309-20 (“Yu-2006”)
- APPLE-1037 AliveCor v Apple ITC Complaint Exhibit 10 (941 Infringement Chart)
- APPLE-1038 Tavassoli, M, Ebadzadeh, MM, Malek H. (2012). Classification of cardiac arrhythmia with respect to ECG and HRV signal by genetic programming. Canadian Journal on Artificial Intelligence, Machine Learning and Pattern Recognition. 3. 1-13 (“Tavassol-2012”)
- APPLE-1039 Asl BM, Setarehdan SK, Mohebbi M. Support vector machine-based arrhythmia classification using reduced features of heart rate variability signal. Artif Intell Med. 2008 Sep;44(1):51-64 (“Asl-2008”)
- APPLE-1040 Yaghouby F., Ayatollahi A. (2009) An Arrhythmia Classification Method Based on Selected Features of Heart Rate Variability Signal and Support Vector Machine-Based Classifier. In: Dössel O., Schlegel W.C. (eds) World Congress on Medical Physics and Biomedical Engineering, September 7 - 12, 2009, Munich, Germany. IFMBE Proceedings, vol 25/4. Springer, Berlin, Heidelberg (“Yaghouby-2009”)
- APPLE-1041 Dallali, A, Kachouri, A, Samet, M. (2011). Integration of HRV, WT and neural networks for ECG arrhythmias classification. ARPN Journal of Engineering and Applied Sciences. VOL. 6. 74-82 (“Dallali-2011”)
- APPLE-1042 Sajda P. Machine learning for detection and diagnosis of disease. Annu Rev Biomed Eng. 2006; 8:537-65 (“Sajda-2006”)

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.