

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLIED MATERIALS, INC.,
Petitioner

v.

OCEAN SEMICONDUCTOR LLC,
Patent Owner

IPR2021-01342
Patent No. 6,968,248

**PATENT OWNER'S OPPOSITION TO PETITIONER'S MOTION TO
STRIKE**

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
Submitted Electronically via PTAB E2E

Table of Contents

| | |
|--|----|
| I. INTRODUCTION | 1 |
| II. PETITIONER REFUSED TO MEET AND CONFER WITH PATENT OWNER ON PETITIONER’S MOTION | 1 |
| III. PETITIONER’S REPLY INCLUDED NEW ARGUMENT ON THE “INTEGRATED, AUTOMATED PROCESS FLOW” OF CLAIMS 1 AND 14 ... | 4 |
| IV. PETITIONER, NOT PATENT OWNER, RAISED ISSUES OF CLAIM CONSTRUCTION IN THIS PROCEEDING | 5 |
| V. PATENT OWNER’S CITATION OF THE ’248 SPECIFICATION WAS WITHIN THE PERMISSIBLE SCOPE OF A SUR-REPLY | 8 |
| VI. THERE IS NO PREJUDICE TO PETITIONER | 9 |
| VII. CONCLUSION | 10 |

Table of Authorities

| | |
|---|----|
| <i>Apple, Inc. v. Uniloc 2017 LLC</i> , IPR2019-00918, Paper 21 (P.T.A.B. Oct. 15, 2020) | 8 |
| <i>Idemitsu Kosan Co. v. SFC Co.</i> , 870 F.3d 1376, 1381 (Fed. Cir. 2017) | 10 |
| <i>In re Morsa</i> , 713 F.3d 104, 110 (Fed. Cir. 2013) | 4 |

LIST OF EXHIBITS RELIED ON

| Exhibit | Description |
|---------|--|
| 2001 | <i>Ocean Semiconductor LLC v. MediaTek Inc., et al.</i> , No. 6:20-cv-1210-ADA, D.I. 32, Scheduling Order |
| 2002 | <i>Ocean Semiconductor LLC v. NVIDIA Corporation</i> , No. 6:20-cv-1211-ADA, D.I. 32, Scheduling Order |
| 2003 | <i>Ocean Semiconductor LLC v. NXP USA, Inc.</i> , No. 6:20-cv-1212-ADA, D.I. 34, Scheduling Order |
| 2004 | <i>Ocean Semiconductor LLC v. Renesas Electronics Corp. et al.</i> , No. 6:20-cv-1213-ADA, D.I. 43, Scheduling Order |
| 2005 | <i>Ocean Semiconductor LLC v. Silicon Labs Inc.</i> , No. 6:20-cv-1214-ADA, D.I. 31, Scheduling Order |
| 2006 | <i>Ocean Semiconductor LLC v. STMicroelectronics Inc.</i> , No. 6:20-cv-1250-ADA, D.I. 34, Scheduling Order |
| 2007 | <i>Ocean Semiconductor LLC v. Western Digital Techs Inc.</i> , No. 6:20-cv-1216-ADA, D.I. 34, Scheduling Order |
| 2008 | <i>Ocean Semiconductor LLC v. Huawei Device USA Inc.</i> , No. 4:20-cv-991-ALM, D.I. 22, Scheduling Order |
| 2009 | <i>Ocean Semiconductor LLC v. Western Digital Techs Inc.</i> , No. 6:20-cv-1216-ADA, D.I. 1, Complaint |
| 2010 | <i>Ocean Semiconductor LLC v. STMicroelectronics Inc.</i> , No. 6:20-cv-1250-ADA, D.I. 1, Complaint |
| 2011 | <i>Ocean Semiconductor LLC v. Silicon Labs Inc.</i> , No. 6:20-cv-1214-ADA, D.I. 1, Complaint |
| 2012 | <i>Ocean Semiconductor LLC v. Renesas Electronics Corp. et al.</i> , No. 6:20-cv-1213-ADA, D.I. 1, Complaint |
| 2013 | <i>Ocean Semiconductor LLC v. NXP USA, Inc.</i> , No. 6:20-cv-1212-ADA, D.I. 1, Complaint |
| 2014 | <i>Ocean Semiconductor LLC v. NVIDIA Corporation</i> , No. 6:20-cv-1211-ADA, D.I. 1, Complaint |
| 2015 | <i>Ocean Semiconductor LLC v. MediaTek Inc., et al.</i> , No. 6:20-cv-1210-ADA, D.I. 1, Complaint |
| 2016 | <i>Ocean Semiconductor LLC v. Huawei Device USA Inc.</i> , No. 4:20-cv-991-ALM, D.I. 1, Complaint |
| 2017 | <i>Ocean Semiconductor LLC v. Huawei Device USA Inc.</i> , No. 4:20-cv-991-ALM, D.I. 27, Order |
| 2018 | <i>Ocean Semiconductor LLC v. MediaTek Inc., et al.</i> , No. 6:20-cv-1210-ADA, Notice of Electronic Filing, D.I. 20 |

| | |
|------|---|
| 2019 | <i>Ocean Semiconductor LLC v. Huawei Device USA Inc.</i> , No. 4:20-cv-991-ALM, D.I. 17, Memorandum Opinion and Order |
| 2020 | <i>Ocean Semiconductor LLC v. NVIDIA Corporation</i> , No. 6:20-cv-1211-ADA, Notice of Electronic Filing (Text Order) |
| 2021 | <i>Ocean Semiconductor LLC v. Renesas Electronics Corp. et al.</i> , No. 6:20-cv-1213-ADA, Notice of Electronic Filing, D.I. 46 |
| 2022 | <i>Ocean Semiconductor LLC v. NVIDIA Corporation</i> , No. 6:20-cv-1211-ADA, Notice of Electronic Filing, D.I. 37 |
| 2023 | <i>Ocean Semiconductor LLC v. Renesas Electronics Corp. et al.</i> , No. 6:20-cv-1213-ADA, D.I. 15, Rule 12(b)(6) Motion to Dismiss |
| 2024 | Exhibit D-4 to Defendants' Preliminary Invalidity Contentions |
| 2025 | Exhibit D-9 to Defendants' Preliminary Invalidity Contentions |
| 2026 | Ryan Davis, How Texas Judges Have Kept IP Trials Moving During COVID, LAW360, Apr. 6, 2021, https://www.law360.com/articles/1372773/how-texas-judges-have-kept-ip-trials-movingduring-covid |
| 2027 | Exhibit D-4 to Defendants' Invalidity Contentions |
| 2028 | Exhibit D-9 to Defendants' Invalidity Contentions |
| 2029 | Defendants' Preliminary Invalidity Contentions |
| 2030 | Defendants' Invalidity Contentions |
| 2031 | <i>Ocean Semiconductor LLC v. NXP USA Inc.</i> , No. 6:20-cv-1212-ADA, D.I. 28, Opposition to Mtn for Consolidation |
| 2032 | <i>Ocean Semiconductor LLC v. STMicroelectronics Inc.</i> , No. 6:20-cv-1215-ADA, D.I. 28, Opposition to Mtn for Consolidation |
| 2033 | <i>Ocean Semiconductor LLC v. Silicon Labs Inc.</i> , No. 6:20-cv-1214-ADA, D.I. 25, Opposition to Mtn for Consolidation |
| 2034 | <i>Ocean Semiconductor LLC v. MediaTek Inc., et al.</i> , No. 6:20-cv-1210-ADA, D.I. 25, Opposition to Mtn for Consolidation |
| 2035 | <i>Ocean Semiconductor LLC v. Renesas Electronics Corp. et al.</i> , No. 6:20-cv-1213-ADA, D.I. 29, Opposition to Mtn for Consolidation |
| 2036 | Standard Scheduling Order, United States District Court for the Eastern District of Texas |
| 2037 | Lauren Berg, Google Hit With \$26M Video Patent Verdict In WDTX, LAW360, Nov. 16, 2021, https://www.law360.com/articles/1441219 |
| 2038 | <i>Ocean Semiconductor LLC v. Analog Devices, Inc.</i> , No. 20-12310-PBS, D.I. 37, Order Allowing Stay |
| 2039 | <i>Ocean Semiconductor LLC v. Infineon Technologies AG et al.</i> , No. 20-12311-PBS, D.I. 38, Order Allowing Stay |

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.