

Patent Owner's Sur-Reply
U.S. Patent No. 10,423,658
IPR2022-00221

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD.
Petitioner

v.

MEMORYWEB, LLC
Patent Owner

Patent No. 10,423,658

Inter Partes Review No. IPR2022-00221

PATENT OWNER'S SUR-REPLY

TABLE OF CONTENTS

I.	CLAIM CONSTRUCTION	1
A.	Claims 3-5, 7, 9-10, and 12-15: “responsive to a click or tap ... displaying”	1
B.	Claim 5: displaying “a name associated with the [first/second] person”...7	
1.	Patent Owner’s construction is supported by the surrounding claim language.....	8
2.	The specification confirms Patent Owner’s construction	9
C.	Claim 13: “the displaying the album view including displaying: ... a first album name ... and ... a second album name”	11
D.	Claim 1: the “application view” and “map view” are distinct	12
II.	THE CHALLENGED CLAIMS ARE NOT UNPATENTABLE	13
A.	Claims 7 and 10: Okamura does not disclose displaying the claimed “[first/second] person view”	13
B.	Claim 5: Okamura does not disclose “the displaying the people view” includes displaying items (i)-(iv)	18
1.	Petitioner’s new obviousness theories are improper	18
2.	Petitioner’s new obviousness arguments fail on the merits	20
C.	Claims 13-15: Okamura does not disclose displaying the claimed “album view” and “[first/second] album view”	21
D.	Claim 1: A POSITA would not combine Okamura and Belitz.....	23
1.	Petitioner’s first Okamura-Belitz combination	23
a.	Belitz has the same disadvantages as Okamura’s “related art”	23
b.	Okamura and Belitz are not “functionally equivalent”	25
c.	Petitioner’s first and second combinations conflict with Belitz’s objectives.....	26
2.	Petitioner’s second combination	28
3.	Petitioner has not established transitioning between Okamura’s first and second embodiments	29
4.	Petitioner’s third combination.....	30
5.	Okamura does not disclose a distinct “application view”	31

E. Claims 3-4: the “[first/second] map image”32

F. Claims 9 and 12: Okamura and Yee do not disclose “displaying a representation of all locations”33

TABLE OF AUTHORITIES

	Page(s)
Federal Cases	
<i>Arctic Cat Inc. v. Bombardier Rec. Prods.</i> , 876 F.3d 1350 (Fed. Cir. 2017)	21, 25
<i>Ariosa Diagnostics v. Verinata Health, Inc.</i> , 805 F.3d 1359 (Fed. Cir. 2015)	21
<i>Genuine Enabling Tech. LLC v. Nintendo Co.</i> , 29 F.4th 1365 (Fed. Cir. 2022)	6
<i>Google LLC v. Ecofactor, Inc.</i> , IPR2021-00054, Paper 35 (PTAB Apr. 18, 2022)	1
<i>Henny Penny Corp. v. Frymaster LLC</i> , 938 F.3d 1324 (Fed. Cir. 2019)	16, 18, 22
<i>Homeland Housewares, LLC v. Whirlpool Corp.</i> , 865 F.3d 1372 (Fed. Cir. 2017)	1
<i>Intelligent Bio-Systems, Inc. v. Illumina Cambridge Ltd.</i> , 821 F.3d 1359 (Fed. Cir. 2016)	16, 18
<i>InTouch Techs., Inc. v. VGO Commc 'ns, Inc.</i> , 751 F.3d 1327 (Fed. Cir. 2014)	31
<i>Microsoft Corp. v. FG SRC, LLC</i> , 860 F.App'x 708 (Fed. Cir. 2021)	2
<i>Phillips v. AWH Corp.</i> , 415 F.3d 1303 (Fed. Cir. 2005)	8
<i>Power Mosfet Techs., L.L.C. v. Siemens AG</i> , 378 F.3d 1396 (Fed. Cir. 2004)	4
<i>Predicate Logic, Inc. v. Distributive Software, Inc.</i> , 544 F.3d 1298 (Fed. Cir. 2008)	11

<i>Starbucks Corp. et al v. Fall Line Patents, LLC,</i> IPR2019-00610, Paper 42 (PTAB May 17, 2022)	16
<i>TIP Sys., LLC v. Phillips & Brooks/Gladwin, Inc.,</i> 529 F.3d 1364 (Fed. Cir. 2008)	6, 10
<i>TQ Delta, LLC v. CISCO Sys., Inc.,</i> 942 F.3d 1352 (Fed. Cir. 2019)	18, 23
<i>Winner Int’l Royalty Corp. v. Wang,</i> 202 F.3d 1340 (Fed. Cir. 2000)	26
Regulations	
37 C.F.R. § 42.23	15, 17, 21
37 C.F.R. § 42.65	16, 21

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.