UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD., SAMSUNG ELECTRONICS AMERICA, INC., and APPLE INC., Petitioner,

v.

SMART MOBILE TECHNOLOGIES LLC, Patent Owner.

Case IPR2022-01248
Patent 8,842,653

PATENT OWNER'S SUR-REPLY



 $\mathbf{p}_{\mathbf{q}\mathbf{q}\mathbf{e}}$

TABLE OF CONTENTS

| | | | | 1 age |
|----|---------------------------------|-------|---|-------|
| | | | FAILS TO SHOW "MULTIPLEXED" "SIGNALS , 27-30; GROUNDS 1B, 1D) | |
| A. | Plain Meaning, Common Sense, Ar | | 's Interpretation Of "Multiplexed" Is Contrary To The ning, Common Sense, And Petitioner's District Court | |
| | 1. | | Plain And Ordinary Meaning Of "Multiplexed" Does Encompass Merely "Selecting" A Stream | 2 |
| | 2. | Not 2 | Plain And Ordinary Meaning Of "Multiplexed" Does Encompass Sequentially Transmitted Independent ams. | 5 |
| B. | | | Fails To Show That Yegoshin discloses "Multiplexed" | |
| C. | | | Fails To Show That The Combination Of Yegoshin ard Teaches "Multiplexed" Signals | 11 |
| | 1. | | tioner Fails To Show That Bernard Discloses | 11 |
| | 2. | Yego | tioner Fails To Prove A Motivation To Modify oshin In View Of Bernard To Disclose "Multiplexed" nals. | 14 |
| | | a. | Petitioner's First Alternative Of Using Bernard's Cr With Yegoshin's Phone Fails. | |
| | | b. | Petitioner's Second Alternative Of Modifying Yegoshin's Phone Fails | 16 |



| II. | INT | FITIONER FAILS TO SHOW "COMBIN[ING] DATA PATHS TO A SINGLE TRANSMISSION INTERFACE TO ONE OR DRE APPLICATIONS" (CLAIMS 17-21, 23-26; GROUND 1B). | | | | |
|-------------|-----|---|----|--|--|--|
| III. | | FITIONER FAILS TO SHOW MULTIPLE IP ADDRESSES LAIMS 1-13, 14-16; GROUNDS 1A, 1B, 1C) | 22 | | | |
| IV. | CO | FITIONER FAILS TO SHOW TWO "NETWORK PATHS" NNECTED TO THE SAME "SERVER" (CLAIMS 27-30; OUND 1E). | 26 | | | |
| V. | DE | PENDENT CLAIMS (GROUNDS 1B AND 1D) | 28 | | | |
| | A. | Claim 2 | 28 | | | |
| | B. | Claim 9 | 28 | | | |
| | C. | Claim 10 | 28 | | | |
| | D. | Claims 21, 26 | 30 | | | |
| VI. | | E BOARD SHOULD DISREGARD IMPROPERLY CORPORATED EXPERT TESTIMONY | 30 | | | |
| X7TT | CO | CONCLUCION | | | | |



TABLE OF AUTHORITIES

| Page(s) |
|---|
| COURT DECISIONS |
| Arctic Cat Inc. v. Bombardier Rec. Prods., 876 F.3d 1350 (Fed. Cir. 2017) |
| Arctic Cat Inc. v. Polaris Indus., 795 Fed. App'x. 827 (Fed. Cir. 2019) |
| Becton, Dickinson & Co. v. Tyco Healthcare Grp., LP, 616 F.3d 1249 (Fed. Cir. 2010) |
| Dell Inc. v. Acceleron, LLC, 884 F.3d 1364 (Fed. Cir. 2018) |
| Henny Penny Corp. v. Frymaster LLC, 938 F.3d 1324 (Fed. Cir. 2019)17 |
| Intelligent Bio-Sys., Inc. v. Illumina Cambridge, Ltd., 821 F.3d 1359 (Fed. Cir. 2016) |
| U.S. v. Adams, 383 U.S. 39 (1966)17 |
| Wasica Fin. GmbH v. Cont'l Auto. Sys., 853 F.3d 1272 (Fed. Cir. 2017) |
| Winner Int'l Royalty Corp. v. Wang, 202 F.3d 1340 (Fed. Cir. 2000) |
| AGENCY DECISIONS |
| 3Shape A/S v. Align Tech., Inc., IPR2019-00152, Paper 43 (July 16, 2020)1 |



| Cisco Sys., Inc. v. C-Cation Techs., LLC, IPR2014-00454, Paper 12 (Aug. 29, 2014) (informative) |
|---|
| DIRECTV, LLC v. Qurio Holdings, Inc., IPR2015-02007, Paper 6 (Apr. 4, 2016) |
| <i>QIAGEN N. Am. Holdings, Inc. v. HandyLab, Inc.</i> , IPR2019-00488, Paper 52 (July 14, 2020) |
| RPX Corp. v. Parity Networks, LLC, IPR2018-00097, Paper 7 (Apr. 24, 2018) |
| Trydel Res. Pty. Ltd. v. ITW Global Tire Repair, Inc., IPR2019-01202, Paper 26 (Dec. 14, 2020) |
| |
| REGULATIONS |
| 37 C.F.R. § 42.23(b) |
| 37 C.F.R. §42.6 (a)(3) |
| OTHER AUTHORITIES |
| Consolidated Trial Practice Guide |



DOCKET A L A R M

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.

