Paper 21
Filed: January 30, 2024

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NETFLIX, INC.,
PETITIONER,

v.

GOTV STREAMING, LLC,
PATENT OWNER.

CASE IPR2023-00757
PATENT 8,989,715

PATENT OWNER'S RESPONSE
37 C.F.R. § 42.120

DOCKET ALARM
Find authenticated court documents without watermarks at docketalarm.com.

TABLE OF CONTENTS

TABLE OF AUTHORITIES v

CURRENT EXHIBIT LIST vii

CLAIM LISTING xii

I. INTRODUCTION 1

II. OVERVIEW OF THE PATENT-AT-ISSUE 2

A. Subject Matter 2

B. Invention as Illustrated through Embodiments 4

1. Applications 4

2. Compiled Content and Rendering Blocks 6

3. Custom Configuration 9

4. Client 9

III. OVERVIEW OF THE CITED REFERENCES 10

A. Hariki 10

B. Harris 13

IV. LEVEL OF ORDINARY SKILL IN THE ART 14

V. CLAIM CONSTRUCTION 15

A. District Court Constructions 15

B. "Customized to Said Application" Means "Created For" the Application Program 16

1[b]/9[b] *wherein said custom configuration is associated with an application and configures said plurality of rendering blocks to render content in a manner customized to said application* *16*

17[b] *. . . custom configuration that configures a plurality of rendering blocks of said wireless device to render content in a manner customized to an application . . .* *16*

DOCKET ALARM Find authenticated court documents without watermarks at docketalarm.com.

C. All Claims Require the Recited "Application" to Run Remotely 18

1[c]/9[c]/17[c] *[transmitting, to said wireless device, / . . . transmits compiled content to said wireless device, said] compiled content comprising (i) first compiled content specific to a first page of said application and (ii) second compiled content specific to a second page of said application* *18*

1[d]/9[d]/17[d] *wherein said compiled content is generated in part from execution of said application [by said server]* *18*

1. The Claims Recite a Remote Application Transmitting Compiled Content Pages to a Separate Client 18

2. The Specification Exclusively Promotes a Remote Application Executing on a Server Such that There Is No Written Description Support for Claiming a Locally Running Application 19

3. All Parties Agree that the Claims Require the Application Be Executing Remotely 21

4. A POSITA Would Understand the Claimed Application is Remote from the Wireless Device 27

D. The Pages of Compiled Content Must Be in Part Generated by the Executing Remote Application 28

1[d]/9[d]/17[d] *wherein said compiled content is generated in part from execution of said application [by said server]* *28*

E. "Layout Solver" Is Not a Means-Plus-Function Term 33

VI. HARIKI IN VIEW OF HARRIS FAILS TO RENDER ANY CLAIM OBVIOUS 35

A. No *Single* Application Petitioner Identifies Renders any Independent Claim Obvious 35

1. The UI Skin (Identified as the "Custom Configuration") Does Not Configure a Plurality of Rendering Blocks to

DOCKET ALARM Find authenticated court documents without watermarks at docketalarm.com.

Render Content in a Manner Customized to a Web Server (Identified as the "Application") 36

1[b]/9[b] *wherein said custom configuration . . . configures said plurality of rendering blocks to render content in a manner customized to said application* *36*

17[b] *. . . custom configuration that configures a plurality of rendering blocks of said wireless device to render content in a manner customized to an application . . .* *36*

2. The Web Browser Does Not Transmit HTML Files to a Wireless Device 41

1[c]/9[c]/17[c] *[transmitting, to said wireless device, / . . . transmits compiled content to said wireless device, said] compiled content comprising (i) first compiled content specific to a first page of said application and (ii) second compiled content specific to a second page of said application* *41*

3. The Web Browser Is Not Running Remotely from the Wireless Device 43

1[c]/9[c]/17[c] *[transmitting, to said wireless device, / . . . transmits compiled content to said wireless device, said] compiled content comprising (i) first compiled content specific to a first page of said application and (ii) second compiled content specific to a second page of said application* *43*

1[d]/9[d]/17[d] *wherein said compiled content is generated in part from execution of said application [by said server]* *43*

4. The HTML Files are Not Generated in Part from the Execution of the Web Browser 44

1[d]/9[d]/17[d] *wherein said compiled content is generated in part from execution of said application [by said server]* *44*

B. Hariki's UI Skin Is Not "Applicable" to the Received HTML Files 49

DOCKET ALARM Find authenticated court documents without watermarks at docketalarm.com.

1[f]/9[f]/17[f] *wherein said custom configuration is applicable to said first and second compiled content* *49*

C. Hariki in View of Harris Additionally Does Not Teach the "Library" and "Layout Solver" Limitations of Claims 17–20 52

17[a] *a library of applications;* *52*

17[b] *a library of custom configuration data comprising a custom configuration that configures a plurality of rendering blocks of said wireless device to render content in a manner customized to an application from said library of applications requested by said wireless device* *52*

D. Hariki in View of Harris Does Not Teach the "Layout Solver" Limitation 54

17[c] *a layout solver that transmits compiled content to said wireless device, said compiled content comprising (i) first compiled content specific to a first page of said application and (ii) second compiled content specific to a second page of said application* *54*

E. Harris and Hariki Further Do not Teach Limitations in Dependent Claim 3 and 11 57

3/11 [*A method as described in claim* ***1****/A non-transitory computer readable medium as described in claim* ***9****] wherein said compiled content is partially resultant from said application operating on a remote server.* *57*

VII. OBJECTIVE INDICIA OF NONOBVIOUSNESS 57

VIII. CONCLUSION 59

DOCKET ALARM Find authenticated court documents without watermarks at docketalarm.com.

DOCKET ALARM

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.