

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NETFLIX, INC.,
PETITIONER,

v.

GOTV STREAMING, LLC,
PATENT OWNER.

CASE IPR2023-00758
PATENT 8,478,245

PATENT OWNER'S THIRD UPDATED MANDATORY NOTICES
37 C.F.R. § 42.8

CURRENT EXHIBIT LIST¹

No.	Brief Description
2001	CAMPBELL-KELLY ET AL., Mainframes to Smartphones: A History of the International Computer Industry, Ch. 11 (Harvard Univ. Press 2015)
2002	GALAZZO, Timeline from 1G to 5G: A Brief History on Cell Phones (Sept. 21, 2020), <i>available at</i> https://www.cengn.ca/information-centre/innovation/timeline-from-1g-to-5g-a-brief-history-on-cell-phones/
2003	Cingular MEdia Mall Games and Motorola Page (March 23, 2006), <i>available at</i> https://web.archive.org/web/20060323054853/http://www-xl.cingularextras.com/fuel/enduser/portal/endUserHTMLDir?c1=3&dc=0 and https://web.archive.org/web/20060323054841/http://www-xl.cingularextras.com/fuel/enduser/portal/endUserHTMLSelectPhone?makeName=motorola&dc=0
2004	Suite, Definition & Meaning - Merriam-Webster, <i>available at</i> https://www.merriam-webster.com/dictionary/suite
2005	U.S. Patent No. 7,380,205 to Bezrukov et al. (filed Oct. 28, 2003)
2006	Scheduling Order, <i>GoTV Streaming, LLC v. Netflix, Inc.</i> , 2:22-cv-07556 (C.D. Cal. issued Feb 14, 2023) (Doc. 62)
2007	Klausner Decisions re Motions to Stay Pending IPR, Docket Navigator (generated June 8, 2023)
2008	Order Granting Stipulated Stay Pending IPR, <i>Flexstent, LLC v. Abbott Labs.</i> , No. 5-18-cv-02479 (C.D. Cal. Oct. 18, 2019) (Doc.77)
2009	Order Denying Renewed Stipulated Stay Pending IPR, <i>Shenzhen Gooloo E-Commerce Co., Ltd. v. Pilot, Inc.</i> , No. 2-22-cv-02219 (C.D. Cal. Jan. 12, 2023) (Doc. 95)

¹ Relevant portions of exhibits may be highlighted to help the Panel locate cited sections.

No.	Brief Description
2010	Renewed Joint Stipulation to Stay Case Pending Resolution of <i>Inter Partes</i> Reviews of '653 Patent, <i>Shenzhen Gooloo E-Commerce Co., Ltd. v. Pilot, Inc.</i> , No. 2-22-cv-02219 (C.D. Cal. Jan. 11, 2023) (Doc. 94)
2011	Klausner Time to Trial in Patent Cases, Docket Navigator (generated June 8, 2023)
2012	U.S. District Court—Judicial Caseload Profile for Central California from Federal Court Management Statistics—Profiles (Mar. 31, 2023), <i>available at</i> https://www.uscourts.gov/sites/default/files/data_tables/fcms_na_distprofile0331.2023.pdf
2013	Order Denying Netflix's Motions, including for Invalidity under § 101, <i>GoTV Streaming, LLC v. Netflix, Inc.</i> , 2:22-cv-07556 (C.D. Cal. issued May 24, 2023) (Doc. 109)
2014	Order re Scheduling Conference , <i>GoTV Streaming, LLC v. Netflix, Inc.</i> , 2:22-cv-07556 (C.D. Cal. issued Feb. 13, 2023) (Doc. 61)
2015	Excerpts from Redacted and De-designated Corrected Declaration of Dr. John Villasenor Regarding Invalidity of U.S. Patent Nos. 8,989,715; 8,478,245; and 8,103,865, <i>GoTV Streaming, LLC v. Netflix, Inc.</i> , 2:22-cv-07556 (C.D. Cal. served June 23, 2023)
2016	ZHANG, Systematic Approach to Construct and Assess Power Electronic Conversion Architectures Using Graph Theory and Its Application in a Fuel Cell System, 2019, Vol. 12 Iss. 6, pp. 1499–1509, The Institution of Engineering and Technology (2019), <i>available at</i> https://ietresearch.onlinelibrary.wiley.com/doi/epdf/10.1049/iet-pel.2018.6143
2017	U.S. Patent No. 7,404,032 to Ware et al. filed July 13, 2004 (“Ware”).
2018	Declaration of Joshua S. Wyde regarding authentication of exhibits (Aug. 17, 2023)
2019	Excerpts from Trial Transcript Day 2, <i>GoTV Streaming, LLC v. Netflix, Inc.</i> , No. 2:22-cv-07556 (C.D. Cal. Oct. 18, 2023)

No.	Brief Description
2020	Excerpts from Trial Transcript Day 3, <i>GoTV Streaming, LLC v. Netflix, Inc.</i> , No. 2:22-cv-07556 (C.D. Cal. Oct. 19, 2023)
2021	Defendant Netflix, Inc.'s Notice of Motion and Rule 50(a) Motion for Judgment as a Matter of Law, <i>GoTV Streaming, LLC v. Netflix, Inc.</i> , No. 2:22-cv-07556 (C.D. Cal. Oct. 19, 2023) (Dkt. 389)
2022	Declaration of Mr. Stuart Lipoff
2023	Generate, Free On-Line Dictionary of Computing, <i>available at</i> https://foldoc.org/generate (last updated June 15, 1995).
2024	Output, TechTerms.com; The Computer Dictionary, <i>available at</i> https://techterms.com/definition/output (last updated December 12, 2006)
2025	From, Merriam-Webster.com Dictionary, <i>available at</i> https://www.merriam-webster.com/dictionary/from (last visited December 12, 2023)
2026	Customized, Merriam-Webster.com Dictionary, <i>available at</i> https://www.merriam-webster.com/dictionary/customized (last visited Jan. 05, 2024)
2027	Application-Specific, Wiktionary, <i>available at</i> https://en.wiktionary.org/wiki/application-specific (last visited Dec. 15, 2023)
2028	Ticker, Merriam-Webster.com Dictionary, <i>available at</i> https://www.merriam-webster.com/dictionary/ticker (last visited Jan. 18, 2024)
2029	Deposition of Dr. Benjamin Bederson (Jan. 10, 2024)
2030	Second Declaration of Joshua S. Wyde regarding authentication of exhibits (Jan. 26, 2024)
2031	Patent Owner's Oral Argument Presentation
2032	Notice of Intent to Issue <i>Ex Parte</i> Reexamination Certificate (July 31, 2024)

Patent Owner files this third updated Mandatory Notice to appraise the Board of changes in the open judicial or administrative matters that may affect, or be affected by, a decision in this proceeding as now as follows (added information underlined):

Judicial Cases

- *GoTV Streaming, LLC v. Netflix, Inc.*, Case No. No. 2:22-cv-07556 (C.D. Cal. filed Oct. 17, 2022) (appealed).
- *GoTV Streaming, LLC v. Netflix, Inc.*, No. 2024-1669 (Fed. Cir. filed) (appeal of C.D. Cal. District Court case)

Administrative Proceedings

- *Netflix, Inc. v. GoTV Streaming, LLC*, IPR2023-00758 (PTAB filed April 7, 2023)
- *Netflix, Inc. v. GoTV Streaming, LLC*, IPR2023-00759 (PTAB filed April 20, 2023)
- *Ex Parte* Reexamination No. 90 019,277 (intent to issue reexamination certificate mailed July 31, 2024).

With respect to the Ex Parte '277 Reexamination, the Examiner adopted a construction of “customized to the application” at issue in this and the above listed related '758 IPR under the broadest reasonable interpretation as “created or written for a specific application.” *See* Ex. 2032 at 3, 5.

Dated: August 1, 2024

Respectfully submitted,

/Joshua S. Wyde/

Joshua S. Wyde (Reg. No. 57,698)

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