Filed on behalf of Patent Owner

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### UNITED STATES PATENT AND TRADEMARK OFFICE

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#### BEFORE THE PATENT TRIAL AND APPEAL BOARD

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## ALIGN TECHNOLOGY, INC. Petitioner

v.

3SHAPE A/S Patent Owner

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Case No. PGR2018-00104 Patent 9,962,244

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## PATENT OWNER'S PRELIMINARY RESPONSE TO THE PETITION FOR POST-GRANT REVIEW OF U.S. PATENT NO. 9,962,244



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В.

C.

| 1.          | Neither Thiel425 nor Thiel576 discloses or suggests "the data processing system also configured to derive surface color information for the block of said image sensor pixels from at least one of the 2D images used to derive the surface geometry information" recited in independent claim 31 |  |    |  |  |
|-------------|---|--|----|--|--|
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