

Filed on behalf of Symantec Corporation

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VEEAM SOFTWARE CORPORATION
Petitioner

v.

SYMANTEC CORPORATION
Patent Owner

Case IPR2013-00150
U.S. Patent No. 7,093,086

**PATENT OWNER'S RESPONSE TO PETITIONER'S
OBSERVATIONS ON CROSS-EXAMINATION OF
DR. MATTHEW GREEN**

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STATUTES AND RULES

35 U.S.C. §1027
Trial Practice Guide 77 Fed. Reg. 48756, 48768 1, 2, 6

LIST OF EXHIBITS

| <u>Symantec Exhibit No.</u> | <u>Document Description</u> |
|----------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------|
| Symantec 2001 | Office Action, dated April 11, 2005 |
| Symantec 2002 | Appeal Brief, dated July 19, 2005 |
| Symantec 2003 | Response to Office Action, dated November 14, 2005 |
| Symantec 2004 | Supplemental Notice of Allowability, dated July 6, 2016 |
| Symantec 2005 | <i>Symantec Corp. v. Veeam Software Corp.</i> , Civil Action No. 3:12cv700 (Dkt. 105), Claim Construction Order, dated March 8, 2013 |
| Symantec 2006 | Patent Owner's Objections to Petitioner's Evidence Pursuant to 37 C.F.R. § 42.64(b)(1) |
| Symantec 2007 | Declaration of Daniel Block, dated September 5, 2013 |
| Symantec 2008 | Patent Owner's Objections to Petitioner's Supplemental Evidence Pursuant to 37 C.F.R. § 42.64(b)(1) |
| Symantec 2009 | Email requesting permission to file motion to amend, dated October 21, 2013 |
| Symantec 2010 | Internet Archive webpage titled "Download VMware Products" captured from VMware website, dated June 23, 2001 |
| Symantec 2011 | Internet Archive webpage titled "Download VMware Products" captured from VMware website, dated June 23, 2001 |
| Symantec 2012 | Internet Archive webpage titled "VMware Server Products Ordering Information" captured from VMware website, dated October 7, 2001 |
| Symantec 2013 | Internet Archive webpage titled "Evaluate VMware ESX Servicer" captured from VMware website, dated June 8, 2001 |
| Symantec 2014 | <i>Garmin Int'l, Inc. et al. v. Cuozzo Speed Tech. LLC</i> , IPR2012-00001, No. 26 (Mar. 5, 2013), Decision |

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| <u>Symantec Exhibit No.</u> | <u>Document Description</u> |
|----------------------------------------|---------------------------------------------------------------------------------------------------------------------------------|
| Symantec 2015 | Declaration of Matthew D. Green in Support of Patent Owner's Motion to Amend |
| Symantec 2016 | Declaration of Matthew D. Green in Support of Patent Owner's Response |
| Symantec 2017 | Cross-Examination Testimony of Prashant Shenoy |
| Symantec 2018 | Non-Provisional Patent Application Serial No. 10/109,186 accorded a filing date of March 28, 2002 (original '086 specification) |
| Symantec 2019 | (Expunged) |
| Symantec 2020 | Deposition Transcript of Prashant Shenoy, March 7, 2014 (Shenoy 2nd Dep.) |
| Symantec 2021 | Suzaki, U.S. Patent 7,240,239 |
| Symantec 2022 | CP Command Reference for general Users ("VM Dump") |
| Symantec 2023 | Linux on IBM eserver zSeries and S/390: ISP/ASP Solutions ("Linux on IBM") |
| Symantec 2024 | Preemptable Remote Execution Facilities for the V-System ("Theimer") |
| Symantec 2025 | CM BrightStor VM:Backup Operator's Guide ("CM BrightStor") |
| Symantec 2026 | Patent Owner's Objections to Evidence, March 2, 3013 |
| Symantec 2027 | Deposition Transcript of Dr. Green, March 28, 2014 |
| Symantec 2028 | Declaration of Matthew D. Green in Support of Patent Owner's Reply to Petitioner's Opposition (Green Rep.) |

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