

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent of Jacobs:

U.S. Patent No. 6,618,788

Issued: September 9, 2003

Title: ATA DEVICE CONTROL VIA
PACKET-BASED INTERFACE

Petition for *Inter Partes* Review

Attorney Docket No.:
351912-22.788

Customer No.: 26379

Petitioner: Toshiba Corporation

Real Parties in Interest: Toshiba
Corporation; Toshiba America,
Inc.; Toshiba America
Electronic Components, Inc.;
Toshiba America Information
Systems, Inc.

PETITION FOR *INTER PARTES* REVIEW OF U.S. PATENT NO. 6,618,788

Mail Stop Patent Board
Patent Trial and Appeal Board
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the provisions of 35 U.S.C. §§ 311-319, Toshiba Corporation (hereinafter “Petitioner”) hereby petition the Patent Trial and Appeal Board to institute an *inter partes* review of claims 1-27 of United States Patent No. 6,618,788.

TABLE OF CONTENTS

	Page
I. MANDATORY NOTICES	1
A. Real Party-in-Interest	1
B. Related Matters.....	1
C. Lead and Back-up Counsel	1
D. Service Information.....	2
II. GROUNDS FOR STANDING.....	2
III. RELIEF REQUESTED	2
IV. THE REASONS FOR THE REQUESTED RELIEF.....	2
A. Summary of Reasons.....	3
B. The '788 Patent	4
1. Overview of the Patent and ATA Technology	4
2. Prosecution History.....	6
C. Identification of Challenges	6
1. Challenged Claims	6
2. Statutory Grounds for Challenges (Pre-AIA).....	6
3. Claim Construction	7
a. “ATA device”: A data device that complies with an ANSI (American National Standards Institute) ATA standard, for instance the standard “AT Attachment with Packet Interface Extension— (ATA/ATAPI-4)” or one of its predecessors.....	8
b. “packet-to-ATA bridge”: a device that connects and converts between a remote host that sends and receives packets and an ATA device that sends and receives ATA signals.....	9

TABLE OF CONTENTS
(continued)

	Page
c. “packet-to-ATA bridging device”: a device that connects and converts between a remote host that sends and receives packets and an ATA device that sends and receives ATA signals	9
d. “ATA interface”: a connector providing signals specified by ATA/ATAPI-4 or one of its predecessors that can be attached to an ATA device	10
4. Level of Ordinary Skill in the Art.....	11
5. Identification of How the Construed Claims Are Unpatentable	12
a. Challenge #1: Claims 1, 9-10, 17-20, 22, and 24 are anticipated by Bastiani.....	12
b. Challenge #2: Claims 1-27 are obvious through the modification of Bastiani using known techniques in the prior art	36
c. Challenge #3: Claims 7, 16, and 21 are rendered obvious by Bastiani in view of McDonald	49
d. Challenge #4: Claims 23 is rendered obvious by Bastiani in view of Clay	54
V. CONCLUSION.....	56

EXHIBIT LIST

<u>Exhibit Number</u>	<u>Description</u>
TOSH-1001	U.S. Patent 6,618,788
TOSH-1002	File History for U.S. Patent 6,618,788
TOSH-1003	U.S. Patent 6,609,167
TOSH-1004	Excerpt from Microsoft Computer Dictionary, 4th Edition (1999)
TOSH-1005	U.S. Patent 6,421,760
TOSH-1006	U.S. Patent 5,465,338
TOSH-1007	Declaration of Thomas Gardner
TOSH-1008	CV of Thomas Gardner
TOSH-1009	1999 Disk/Trend Report – Rigid Disk Drives

I. Mandatory Notices

A. Real Party-in-Interest

Pursuant to 37 C.F.R. § 42.8(b)(1), the real parties-in-interest are Toshiba Corporation; Toshiba America, Inc.; Toshiba America Electronic Components, Inc.; and Toshiba America Information Systems, Inc. (collectively “Real Parties-In-Interest”).

B. Related Matters

Pursuant to 37 C.F.R. § 42.8(b)(2), Petitioner states that Intellectual Ventures I LLC and Intellectual Ventures II LLC (“Intellectual Ventures”) are asserting U.S. Patent 6,618,788 (the “’788 patent”) against the Real Parties-In-Interest in a suit filed March 20, 2013, styled *Intellectual Ventures I LLC and Intellectual Ventures II LLC v. Toshiba Corporation, Toshiba America, Inc., Toshiba America Electronic Components, Inc., and Toshiba America Information Systems, Inc.*, pending in the U.S. District Court for the District of Delaware. As of the filing of this petition, no other judicial or administrative matters are known to Petitioner that would affect, or be affected by, a decision in an *inter partes* review of the ‘788 Patent.

C. Lead and Back-up Counsel

<u>Lead Counsel</u> Brent Yamashita DLA PIPER LLP (US) 2000 University Avenue	<u>Back-up Counsel</u> Gerald T. Sekimura DLA PIPER LLP (US) 555 Mission Street, Suite 2400
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