

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

COLEMAN CABLE, LLC, JIAWEI TECHNOLOGY (HK) LTD., JIAWEI  
TECHNOLOGY (USA) LTD., SHENZHEN JIAWEI PHOTOVOLTAIC  
LIGHTING CO, LTD., ATICO INTERNATIONAL (ASIA) LTD., ATICO  
INTERNATIONAL USA, INC., SMART SOLAR, INC., AND TEST RITE  
PRODUCTS CORP.,

Petitioner,

v.

SIMON NICHOLAS RICHMOND

Patent Owner.

---

IPR Case No.: IPR2014-00935 (U.S. Patent No. 8,089,370)

IPR Case No.: IPR2014-00936 (U.S. Patent No. 7,196,477)

IPR Case No.: IPR2014-00938 (U.S. Patent No. 7,429,827)

---

**PATENT OWNER'S MOTION FOR ACCEPTANCE OF PATENT OWNER  
RESPONSES AND FOR ACCORDANCE OF FILING DATE**

Patent Owner moves for acceptance of Patent Owner's Response with exhibits in each of the IPR proceedings (IPR2014-00935, IPR2014-00936, and IPR2014-00938) listed above (referred to collectively as the "Patent Owner Responses") via electronic filing. Patent Owner further requests that the Patent Owner Responses each be accorded a filing date of June 24, 2015 for good cause under 37 C.F.R. §§ 42.6(b), 42.5(c).

On or about 10:15 p.m. June 24, 2015, Patent Owner moved for submission of the Patent Owner Responses via email for good cause due to technical difficulties with the PTAB trial portal. Patent Owner was unable to upload the Patent Owner Responses in the above referenced matters. Earlier at about 9 p.m. Central time, Patent Owner's counsel attempted multiple times to access the upload function via the PTAB trial portal by using two different logins, for Mr. Theodore Shiells, lead counsel, and for Marcus Benavides, back-up counsel, and via two different browsers (Chrome and Internet Explorer), on four different computers. Attachment A shows screenshots of the PTAB trial portal as it appeared to Patent Owner's counsel on the Chrome browser (pg. 1) and Internet Explorer (pg. 2). As shown, the upload tab was missing in the Chrome browser, and Internet Explorer showed a blank screen, unable to access the PTAB trial portal.

Patent Owner's counsel sought the assistance from the USPTO's after hours technical help desk (spoke with Varun Puri, Reference # 945529), but the help desk was unable to assist Patent Owner's counsel and recommended that he call the PTAB portal help desk tomorrow between 8AM-5PM EST at 571-272-4683.

By motion sent by email to the Board, Patent Owner requested acceptance of the documents and a filing date of June 24, 2015, which is the date that the email was transmitted to the Board and served on Petitioner. Patent Owner believes that the email server of Petitioner's counsel received each of the Patent Owner Responses, timely—prior to 11:59 p.m., Eastern time, on June 24, 2015 (the due date for the Patent Owner Responses), because Patent Owner did not receive any undeliverable notices from the email server of Petitioner's counsel.

Although all transmissions were timely, Patent Owner believes that some of the emails were returned by the Board's email system, due to size limitations of the Board's email system. Patent Owner received several notices of failure to deliver from the Board's email server, despite the fact that the emails that were sent included attachments that were well below the 10 MB size limitation set by the Board. Patent Owner further split the files corresponding to the Patent Owner Responses into smaller groups, and Patent Owner believes that by about 11:45 p.m., Central time, the Board had received all Patent Owner Responses. Because it was outside the Board's office hours, Patent Owner could not confirm receipt.

At about 12 a.m. Central time on June 25, 2015 after repeated efforts, Patent Owner was able to access the PTAB trial portal with the ability to upload files. By 3:30 a.m., after repeated crashes of the PTAB trial portal, Patent Owner had electronically filed all the Patent Owner Responses. For the foregoing reasons, Patent Owner believes that it has good cause to receive the requested relief of acceptance by the Board of the Patent Owner Responses, as timely. Furthermore, since the Patent Owner Responses were timely served on Petitioner, it will not prejudice the Petitioner if the Board grants Patent Owner the relief he seeks.

WHEREFORE, Patent Owner requests the acceptance of the Patent Owner Responses, which were filed via the PTAB trial portal, and that the Board accord the Patent Owner Responses a filing date of June 24, 2015, or grant a one day extension for good cause shown.

Dated: June 25, 2015

Respectfully Submitted,  
SHIELLS LAW FIRM, P.C.

\_\_\_\_\_/Theodore F. Shiells\_\_\_\_\_  
Theodore F. Shiells  
Reg. No. 31,569

**SHIELLS LAW FIRM P.C.**  
Pacific Place Building  
1910 Pacific Avenue - Suite 14000  
Dallas, Texas 75201  
*Attorney for Patent Owner*

**Petition (IPR2014-00936)**  
 \* Indicates Required Fields

IPR2014-00936	Patent Number	7196477	No. of Challenged Claims	29	Status	INTENDED	Accepted Filing Date	Jun 11, 2014
Javel Technology (USA) Ltd.	Patent Owner	Simon Richmond	Technology Owner		Filing Date		Institution Date	Dec 16, 2014

**My Pending Tasks :**

Description	Status
Task CHALLENGE ON	New
Sep 19, 2014 9:07:49 PM	

**Documents**

Trial Type	Petitioner Info	Patent Owner Info
IPR	7196477	
Patent Number	7196477	
Number of Challenged Claims	29	
List of Challenged Claims	1-29	
Patent Confirmation	Yes	
35 U.S.C. § 101	No	
35 U.S.C. § 102	No	
35 U.S.C. § 103	Yes	
35 U.S.C. § 112	No	
Patent Confirmation		

**Petitioner Info**

Patent Number: 7196477  
 Application Number: 1076488  
 Patent Title: SOLAR POWERED LIGHT ASSEMBLY TO PRODUCE LIGHT OF VARIOUS COLORS  
 Patent Issue Date: 3/27/2007  
 Filing Date: 2/05/2004  
 First Named Inventor: Simon Richmond  
 Patent Owner: Simon Richmond  
 Number of Claims: 29  
 Tech Center: 2800  
 Attorney Docket Number: SHC02916

# 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.