

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MOBILE TECH, INC.,  
Petitioner,

v.

INVUE SECURITY PRODUCTS INC.,  
Patent Owner.

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Case IPR2016-01915  
Patent 7,737,844 B2

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Record of Oral Hearing  
Held: November 15, 2017

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Before JUSTIN T. ARBES, STACEY G. WHITE, and DANIEL J.  
GALLIGAN, *Administrative Patent Judges*.

Case IPR2016-01915  
Patent 7,737,844 B2

APPEARANCES:

FOR THE PETITIONER:

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ALSO PRESENT:

Judge Justin T. Arbes (by videoconference)  
Judge Stacey G. White  
Judge Daniel J. Galligan  
Trent Kirk, Esq. (InVue In-House Counsel)

The above-entitled matter came on for hearing on November 15, 2017, commencing at 9:00 a.m. at the U.S. Patent and Trademark Office, 207 South Houston Street, Dallas, Texas.

PROCEEDINGS

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JUDGE WHITE: You may be seated. Good morning.

MR. BLUM: Good morning.

MR. CARLIN: Good morning.

JUDGE WHITE: Well, good morning. This is the oral -- this is the oral hearing for IPR2016-01915 between Petitioner Mobile Tech, Inc., and Patent Owner, InVue Security Products, concerning U.S. Patent No. 7,737,844. I'm Judge White, and with me today is Judge Galligan, and appearing via videoconference, we have Judge Arbes.

Let's start with appearances. Petitioner, who do we have?

MR. BLUM: Good morning, Your Honors. I'm Anthony Blum for Petitioner, MTI. I have with me here Alan Norman, David Jinkins, and Rob Gerlock, all from Thompson Coburn.

JUDGE WHITE: Thank you.

And for Patent Owner?

MR. CARLIN: Good morning, Your Honors. I'm Gregory Carlin from Meunier, Carlin & Curfman representing the Patent Owner. And next to me is Mr. Trent Kirk, in-house patent counsel for the patent owner, InVue Security Products.

JUDGE WHITE: All right. And I know you gentlemen have been here before, but I'll just run over the administrative matters just as a reminder. We do have one judge hearing remotely. He will not hear you unless you are speaking into the microphone, so please make sure your microphone is on and that you

1 are speaking into it so that all the judges can hear what you have  
2 to say.

3 And, also, Judge Arbes may be not be able to see what's  
4 projected on the screen. He does have an electronic copy of the  
5 record and all the slides and everything, so just be clear as to  
6 which slide you're referring to, and we can all follow along  
7 clearly with your demonstratives.

8 Per the hearing order in this matter, Petitioner, you'll  
9 have 45 minutes of total argument time to discuss the challenge  
10 claims and the grounds in which you are pursuing in this matter.  
11 You may reserve some time for rebuttal.

12 How much time would you like to reserve for rebuttal?

13 MR. BLUM: We'd like to reserve 15 minutes for rebuttal.

14 JUDGE WHITE: Okay. I'll give each side a warning when  
15 you're about five minutes from your time.

16 Does everyone have their microphones on? Is there a  
17 little green light?

18 MR. CARLIN: Ours appears to be on, Your Honor.

19 JUDGE ARBES: The podium is not.

20 MR. BLUM: Ours was not on. I just turned it on; I  
21 apologize.

22 JUDGE WHITE: Okay. All right. I just want to make  
23 sure that Judge Arbes can hear everything you guys are saying.

24 Okay. Did anybody bring paper copies of the  
25 demonstratives? If not, we have electronic copies; it's optional.

26 MR. CARLIN: Permission to approach?

1 JUDGE WHITE: Yes.

2 Thank you.

3 MR. CARLIN: You're welcome.

4 JUDGE GALLIGAN: Thank you.

5 MR. CARLIN: You're welcome.

6 JUDGE WHITE: Thank you.

7 Are there any questions before we begin?

8 MR. BLUM: No, ma'am.

9 JUDGE WHITE: All right. Petitioner, you may begin when  
10 ready.

11 MR. BLUM: May it please the Board. Every claim at  
12 issue that was instituted in this proceeding is invalid as  
13 obvious.

14 As shown on Slide 2, there are five main issues disputed  
15 in the briefing. The first is that Denison, Roatis and Deguchi  
16 are obvious -- render obvious, Claims 1 and 17. The remaining  
17 four issues each regard a dependent claim or set of claims.  
18 Notably, Claims 2, 14, and 18 through 19 are not listed on Slide 2  
19 and that is because NDO has not disputed that the claims are  
20 obvious to the extent the independent claims are obvious.  
21 Nonetheless, those claims are obvious as set forth in the petition  
22 in more detail and the declaration of Thaine Allison.

23 So the claim language of Claim 1 is on Slide 3. Claim 1  
24 recites an apparatus for generating/entertaining a security code.  
25 That apparatus comprises two elements: A housing and a logic  
26 control circuit located within said housing, said -- and then the

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