UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONOS, INC.
Petitioner

v.

D&M HOLDINGS US INC.
Patent Owner

Case: To Be Assigned

Patent No. 6,473,441

PETITION FOR *INTER PARTES* REVIEW OF U.S. PATENT NO. 6,473,441 PURSUANT TO 35 U.S.C. §311 *et seq*. and 37 CFR §42.1 *et seq*.

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SONOS 1013	"Information Technology – Generic Coding of Moving Pictures and Associated Audio: Systems," ISO/IEC 13818-1, April 1995 ("MPEG-2")
SONOS 1014	U.S. Patent No. 5,892,535 to Allen ("Allen")
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SONOS 1016	"A Scalable Architecture for Video on Demand Servers," Wu et al., *IEEE Transactions on Consumer Electronics*, Vol. 42, No. 4, November 1996 ("Wu")
SONOS 1017	U.S. Patent No. 6,181,711 to Zhang ("Zhang")
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I. INTRODUCTION

Pursuant to 35 U.S.C. §311 et seq. and 37 CFR §42.1 *et seq*., Sonos, Inc. ("Petitioner" or "Sonos") hereby petitions the Patent Trial and Appeal Board ("PTAB") to institute an *Inter Partes* Review ("IPR") of Claims 1-4 of U.S. Patent No. 6,473,441 ("the '441 Patent"; SONOS 1001). The '441 Patent issued on October 29, 2002, resulting from U.S. Patent Application No. 09/226,169 ("the '169 Application"), filed on January 7, 1999. According to USPTO records, the '441 Patent is currently assigned to D&M Holdings US Inc. ("Patent Owner" or "D&M").

This petition for *Inter Partes* Review (the "Petition") demonstrates a reasonable likelihood that Petitioner will prevail with respect to Claims 1-4 of the '441 Patent ("the Challenged Claims"). 35 U.S.C. §314(a). Petitioner asserts that the Challenged Claims are anticipated by and/or obvious over the asserted prior art.

Pursuant to 37 CFR §42.22, Petitioner asks that the PTAB review the asserted prior art and below analysis, institute a trial for *Inter Partes* Review of the Challenged Claims, and cancel those claims as unpatentable.

II. MANDATORY NOTICES UNDER 37 CFR §42.8

Real Party-In-Interest – 37 CFR §42.8(b)(1): Pursuant to 35 U.S.C. §312(a)(2), the real party-in-interest is Sonos, Inc., a corporation organized under the laws of the State of Delaware with a principal place of business at 614 Chapala Street, Santa Barbara, California 93101.

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