

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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ZSCALER, INC.,  
Petitioner,

v.

SYMANTEC CORPORATION,  
Patent Owner.

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Case IPR2018-00930  
Patent No. 8,402,540

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Mail Stop PATENT BOARD  
Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

*Submitted Electronically via the Patent Review Processing System*

**PATENT OWNER'S MOTION REQUESTING ACCEPTANCE OF  
PATENT OWNER'S PRELIMINARY RESPONSE  
UNDER 37 C.F.R. § 42.6(b)(2)(i)**

Patent Owner respectfully requests that the Board accept Patent Owner's Preliminary Response, and that the Preliminary Response be accorded a filing date of August 16, 2018, which is the date on the certificate of service. Patent Owner was unable to file its Preliminary Response electronically at the time of filing due to the PTAB E2E website being down. Pursuant to the Board's instructions for "Filing Documents During an Outage," Patent Owner: (1) served its Preliminary Response and associated exhibits on opposing counsel via email on August 16, 2018; and (2) notified the Board of the service while copying opposing counsel on August 16, 2018. See USPTO, *Filing Documents During an Outage*, <https://www.uspto.gov/patents-application-process/filing-online/filing-documents-during-outage#PTAB%20E2E> (last visited Aug. 17, 2018). Accordingly, Patent Owner respectfully requests that its Motion be granted.

Respectfully submitted,  
BAKER BOTTS L.L.P.  
Attorneys for Patent Owner



Chad C. Walters  
Reg. No. 48,022

Date: August 21, 2018

## CERTIFICATE OF SERVICE

In accordance with 37 C.F.R. §§ 42.6(e), the undersigned certifies that on August 21, 2018, a complete and entire copy of PATENT OWNER'S MOTION REQUESTING ACCEPTANCE OF PATENT OWNER'S PRELIMINARY RESPONSE UNDER 37 C.F.R. § 42.6(b)(2)(i) was served on Petitioner via email at the following correspondence addresses:

- [ptabdocketjjl2@orrick.com](mailto:ptabdocketjjl2@orrick.com)
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August 21, 2018

Date



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