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Filed on behalf of Unified Patents Inc.

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

UNIFIED PATENTS INC.
Petitioner

v.

WILLIAM GRECIA
Patent Owner

IPR2016-0789
Patent 8,402,555

**PETITION FOR *INTER PARTES* REVIEW OF
U.S. PATENT NO. 8,402,555
CHALLENGING CLAIMS 1-26
UNDER 35 U.S.C. § 312 AND 37 C.F.R. § 42.104**

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 2. U.S. Pub. No. 2008/0313264 (filed on Jun. 12, 2007 and published on Dec. 18, 2008) (“Pestoni” (EX1006)), which is prior art under 35 U.S.C. § 102(b). - 3 -

 3. U.S. Pat. 8,001,612, filed Aug. 12, 2005 and issued Aug. 16, 2011 (“Wieder” (EX1007)), which is prior art under 35 U.S.C. § 102(e). Wieder is used to show the claimed token database. - 3 -

 4. U.S. Pat. 6,385,596 (filed Feb. 6, 1998 and issued May 7) (“Wiser” (EX1008)), which is prior art under 35 U.S.C. § 102(b). Wiser is used to show the customization module and “royalty scheme” of claims 11, 16, 25 and 26. - 4 -

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EXHIBIT LIST

| Exhibit No. | Description |
|--------------------|---|
| 1001 | U.S. Patent No. 8,402,555 to Grecia. |
| 1002 | <i>Grecia v. Amazon.com</i> , No. 2:14-cv-00530 (W.D. Wash. Dec. 22, 2014) (Joint claim construction statement by Patent Owner and Amazon), and Ex. C |
| 1003 | <i>Sony Network Entertainment Int'l v. Grecia</i> , IPR2015-00422, Preliminary Response (PTAB Mar. 11, 2015) |
| 1004 | Notice of Allowability of U.S. Patent No. 8,402,555 to Grecia |
| 1005 | U.S. Patent No. 6,891,953 to DeMello <i>et al.</i> , Prior Art under 35 U.S.C. § 102(b) |
| 1006 | U.S. Pub. No. 20080313264 to Pestoni, Prior Art under 35 U.S.C. § 102(b) |
| 1007 | U.S. Pat. 8,001,612 to Wieder, Prior Art under 35 U.S.C. § 102(e) |
| 1008 | U.S. Pat. 6,385,596 to Wisner, Prior Art under 35 U.S.C. § 102(b) |
| 1009 | Declaration of Ravi S. Cherukuri & Exhibits A-D |
| 1010 | Unified Patents LLC Voluntary Interrogatories |

I. MANDATORY NOTICES

A. Real Party–in–Interest

Pursuant to 37 C.F.R. § 42.8(b)(1), Petitioner certifies that Unified is the real party–in–interest, and further certifies that no other party exercised control or could exercise control over Unified’s participation in this proceeding, the filing of this petition, or the conduct of any ensuing trial. See EX1010, Unified Patents LLC Voluntary Interrogatories.

B. Related Matters

U.S. Patent No. 8,402,555 (“ ’555 Patent (EX1001)”) is a parent of a continuation U.S. Patent No. 8,533,860 (“ ’860 Patent”), which has a continuation U.S. Patent No. 8,887,308 (“ ’308 Patent”), against which IPR petitions are being concurrently filed. On Dec. 6, 2013 Grecia sued Microsoft, Google, Sony Network Entertainment International and Apple for infringement of the ’860 Patent. Between Feb. 20, 2014 and Nov. 30, 2015, Grecia has sued the following for infringement of different combinations of the three patents: Adobe Systems, American Express, Visa, MasterCard, Charter Communications, Time Warner Cable, AT&T Services, DirecTV, WideOpenWest Finance, RCN Telecom Services, Network L.C.C., Charter Communications, Time Warner Cable, Comcast, DISH Network, Amazon.com, Samsung Telecommunications America and Vudu.

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