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18 *Sotera Wireless, Inc.*

19 **UNITED STATES DISTRICT COURT**  
20 **SOUTHERN DISTRICT OF CALIFORNIA**

21 MASIMO CORPORATION, a  
22 California corporation,

23 *Plaintiff,*

24 v.

25 SOTERA WIRELESS, INC., a  
California corporation,

26 HON HAI PRECISION INDUSTRY  
27 CO., LTD., a Taiwan corporation,

28 *Defendants.*

Case No.: 3:19-cv-01100-BAS-NLS

**DEFENDANTS' STIPULATION OF  
INVALIDITY CONTENTIONS**

1 Defendants Sotera Wireless, Inc. (“Sotera”) and Hon Hai Precision Industry  
2 Co., Ltd. (“Hon Hai”) (collectively, “Defendants”) submit this stipulation of  
3 invalidity contentions.

4 On May 7, 2020, Sotera filed petition number IPR2020-00912 with the  
5 Patent Trial and Appeal Board requesting *inter partes* review of U.S. Patent No.  
6 10,213,108 (the “108 Patent”); on May 18, 2020, Sotera filed with the Patent Trial  
7 and Appeal Board petition number IPR2020-00954 requesting *inter partes* review  
8 of U.S. Patent No. 9,788,735 (the “735 Patent”); on May 21, 2020, Sotera filed  
9 with the Patent Trial and Appeal Board petition number IPR2020-00967 requesting  
10 *inter partes* review of U.S. Patent No. RE47,244 (the “RE244 Patent”); on May  
11 29, 2020, Sotera filed with the Patent Trial and Appeal Board petition number  
12 IPR2020-01015 requesting *inter partes* review of U.S. Patent No. 9,795,300 (the  
13 “300 Patent”) and petition number IPR2020-01019 requesting *inter partes* review  
14 of U.S. Reissue Patent No. RE47,353 (the “RE353 Patent”); on June 3, 2020,  
15 Sotera filed with the Patent Trial and Appeal Board petition number IPR2020-  
16 01033 requesting *inter partes* review of U.S. Reissue Patent No. RE,47,249 (the  
17 “RE249 Patent”); on June 5, 2020, Sotera filed with the Patent Trial and Appeal  
18 Board petition number IPR2020-01054 requesting *inter partes* review of U.S.  
19 Patent No. 9,872,623 (the “623 Patent”); and on June 11, 2020, Sotera filed with  
20 the Patent Trial and Appeal Board petition number IPR2020-01078 requesting  
21 *inter partes* review of U.S. Reissue Patent No. RE47,218 (the “RE218 Patent”)  
22 and petition number IPR 2020-01082 requesting *inter partes* review of U.S. Patent  
23 No. 10,255,944 (the “994 Patent”). In each petition, Sotera identified Defendant  
24 Hon Hai as a real party in interest subject to 37 C.F.R. § 42.8(b)(1).

25 The Petitions assert the following grounds of invalidity:  
26  
27  
28

IPR Petition No.	Patent No.	IPR Ground	Claims	Grounds of Unpatentability
IPR2020 -00912	10,213,108	1	1-5, 9-18	Obvious under 35 U.S.C. § 103 over U.S. Patent No. 6,840,904 to Goldberg (“Goldberg”) and PCT Publication No. WO 00/42911 to Kiani (“Kiani”)
		2	1-5, 9-18	Obvious under 35 U.S.C. § 103 over European Publication No. EP0880936A2 to Akai (“Akai”) and Kiani
		3	6-8	Obvious under 35 U.S.C. § 103 over Goldberg, Kiani, and U.S. Patent No. 4,425,921 to Fujisaki (“Fujisaki”)
		4	6-8	Obvious under 35 U.S.C. § 103 over Akai, Kiani, and Fujisaki
		5	19-22	Obvious under 35 U.S.C. § 103 over Goldberg, Kiani, and U.S. Patent No. 5,919,141 to Money (“Money”)
		6	19-22	Obvious under 35 U.S.C. § 103 over Akai, Kiani, and Money
IPR2020 -00954	9,788,735	1	1, 2, 7- 9	Obvious under 35 U.S.C. § 103 over Goldberg, Kiani, and Money
		2	3-6, 13-19	Obvious under 35 U.S.C. § 103 over Goldberg, Kiani, Money and Fujisaki
		3	10-12	Obvious under 35 U.S.C. § 103 over Goldberg, Kiani, Money, and PCT Publication No. WO 99/13698 to Estep (“Estep”)
		4	20	Obvious under 35 U.S.C. § 103 over Goldberg, Kiani, Money, Fujisaki, and Estep
		5	1, 2, 7- 9	Obvious under 35 U.S.C. § 103 over Money, Akai, and Kiani
		6	3-6, 13-19	Obvious under 35 U.S.C. § 103 over Money, Akai, Kiani, and Fujisaki
		7	10-12	Obvious under 35 U.S.C. § 103 over Money, Akai, Kiani, and Estep
		8	20	Obvious under 35 U.S.C. § 103 over Money, Akai, Kiani, Fujisaki, and Estep

IPR Petition No.	Patent No.	IPR Ground	Claims	Grounds of Unpatentability
IPR2020 -00967	RE47,244	1	1,6-8, 13,14, 18,19, 23-26	Obvious under 35 U.S.C. § 103 over U.S. Patent No. 5,865,736 to Baker, Jr. (“Baker-1”)
		2	1,2, 6- 9,13- 15,18- 26	Obvious under 35 U.S.C. § 103 over Baker-1 and U.S. Publication No. 2009/0247851 to Batchelder (“Batchelder”)
		3	1,2, 6- 9,13- 15,18- 26	Obvious under 35 U.S.C. § 103 over Baker-1, Batchelder, and U.S. Patent No. 8,792,949 to Baker, Jr. (“Baker-2”)
		4	3-5, 10-12, 16,17	Obvious under 35 U.S.C. § 103 over Baker-1, Batchelder, Baker-2, and U.S. Publication No. 2003/0135087 to Hickie (“Hickie”)
		5	1,2, 6- 9,13- 15,18- 26	Obvious under 35 U.S.C. § 103 over U.S. Publication No. 2005/0038332 to Saidara (“Saidara”) and Malangi, S., “Simulation and mathematical notation of alarms unit for computer assisted resuscitation algorithm” (“Malangi”)
		6	3- 5,10- 12,16, 17,26	Obvious under 35 U.S.C. § 103 over Saidara, Malangi, and Hickie
IPR2020 -01015	9,795,300	1	1-20	Obvious under 35 U.S.C. § 103 over Goldberg, Kiani, and Money
		2	1-20	Obvious under 35 U.S.C. § 103 over Money, Kiani, and Akai
		3	1-5, 10-20	Obvious under 35 U.S.C. § 103 over Goldberg, Kiani, Money, and PCT Publication No. WO96/15594 to Taylor (“Taylor”)
		4	1-5, 10-20	Obvious under 35 U.S.C. § 103 over Money, Kiani, Akai, and Taylor

IPR Petition No.	Patent No.	IPR Ground	Claims	Grounds of Unpatentability
		5	6-9	Obvious under 35 U.S.C. § 103 over Goldberg, Kiani, Money, Taylor, and U.S. Patent No. 5,793,413 to Hylton (“Hylton”)
		6	6-9	Obvious under 35 U.S.C. § 103 over Money, Kiani, Akai, Taylor, and Hylton
IPR2020 -01019	RE47,353	1	1, 6-8, 13,14, 18,19, 23-25	Obvious under 35 U.S.C. § 103 over Baker-1
		2	1,2, 6- 9,13- 15,18- 25	Obvious under 35 U.S.C. § 103 over Baker-1 and Batchelder
		3	1,2, 6- 9,13- 15,18- 25	Obvious under 35 U.S.C. § 103 over Baker-1, Batchelder, and Baker-2
		4	3-5, 10-12, 16, 17	Obvious under 35 U.S.C. § 103 over Baker-1, Batchelder, Baker-2, and Hickle
		5	1,2, 6- 9,13- 15,18- 25	Obvious under 35 U.S.C. § 103 over Saidara and Malangi
		6	3- 5,10- 12,16, 17,24	Obvious under 35 U.S.C. § 103 over Saidara, Malangi, and Hickle
IPR2020 -01033	RE47,249	1	1,6-8, 13,14, 18,19, 23,24	Obvious under 35 U.S.C. § 103 over Baker-1
		2	1,2, 6- 9,13- 15,18-	Obvious under 35 U.S.C. § 103 over Baker-1 and Batchelder

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