

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SHENZHEN SHUFANG INNOVATION TECHNOLOGY CO., LTD.;
NENZ ELECTRIC TECHNOLOGY (DONGGUAN) CO., LTD.;
SHENZHEN XINDE TECHNOLOGY CO., LTD.;
PERFORMANCE HEALTH SYSTEMS, LLC;
YONGKANG AIJIU INDUSTRIAL & TRADE CO., LTD.

Petitioner,

v.

HYPER ICE, INC.

Patent Owner.

PGR2020-00089

US Patent No. 10,561,574

Filing Date: October 17, 2019

Issue Date: February 18, 2020

Title: Battery-powered percussive massage device

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B.	Factors (c), (e), and (f): “(c) the extent to which the asserted art was evaluated during examination, including whether the prior art was the basis for rejection; (e) whether petitioner has pointed out sufficiently how the examiner erred in its evaluation of the asserted prior art; (f) the extent to which additional evidence and facts presented in this petition warrant reconsideration of the prior art or arguments.”	111
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I. LIST OF EXHIBITS

Exhibit	Description
1001	US Patent No. 10,561,574 “Battery-Powered Percussive Massage Device” (“the ’574 patent”)
1002	Cambridge Dictionary Online, (last visited August 20, 2020) (defining “within”)
1003	Cambridge Dictionary Online, (last visited August 20, 2020) (defining “perimeter”)
1004	Cambridge Dictionary Online, (last visited August 20, 2020) (defining “inner”)
1005	Infringement Claim Chart for US Patent No. 10,561,574 – WEB2 (Addaday BioZoom)
1006	Infringement Claim Chart for US Patent No. 10,561,574 – Shenzhen Qifeng Massage Gun (AM7)
1007	Cambridge Dictionary Online, (last visited September 22, 2020) (defining “outer”)
1008	Cambridge Dictionary Online, (last visited September 22, 2020) (defining “longitudinal”)
1009	US Patent Publication No. 2013/0076271 to Suda <i>et al.</i> (“Suda”)
1010	US Patent Publication No. 2014/0159507 to Johnson <i>et al.</i> (“Johnson”)
1011	US Patent Publication No. 2007/0257638 to Amend <i>et al.</i> (“Amend”)
1012	US Patent No. 4,709,201 to Schaefer <i>et al.</i> (“Schaefer”)
1013	US Patent No. 9,017,355 to Smith <i>et al.</i> (“Smith”)
1014	Korean Patent No. 10-1315314 to Jung, Including Certified Translation (“Jung”)
1015	Taiwan Patent No. M543692U to Wang, Including Certified Translation (“Wang”)
1016	Chinese Patent No. 2540948Y to Dong, Including Certified Translation (“Jun”)
1017	Cambridge Dictionary Online, (last visited September 25, 2020) (defining “cavity”)
1018	C.V. of Phil O’Keefe
1019	File History of US Patent No. 10,561,574
1020	File History of US Patent No. 10,492,984
1021	Declaration of Philip O’Keefe

1022	MCP73833/4 Charge Management Controller (“Microchip”)
1023	US Patent No. 4,858,600 (“Gross”)
1024	Chinese Utility Model CN205268525 (“Gang”)
1025	Practical Electronics for Inventors, by Paul Scherz (“Scherz”)
1026	US Patent No. 5,043,651 (“Tamura”)
1027	ITC schedule

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