

Filed on behalf of SurfCast, Inc.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROSOFT CORPORATION

Petitioner

v.

SURFCAST, INC.

Patent Owner

Case IPR2013-00292¹

Patent 6,724,403

TRANSMITTAL OF SURFCAST, INC.'S
UPDATED EXHIBIT LIST

¹ Cases IPR2013-00293, IPR2013-00294, and IPR2013-00295 have been consolidated with the instant proceeding.

Pursuant to 37 C.F.R. § 42.53(f)(7), Patent Owner SurfCast, Inc., submits an updated exhibit list, attached hereto as Appendix A, per § 42.63(e).

This exhibit list is updated to show Patent Owner's demonstratives, presented at Oral Argument, (Ex. 2093) and that Ex. 2088 has been designated as publicly available.

Respectfully submitted by:

/Richard G. A. Bone/

Dated: November 13, 2014

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Attorney for SurfCast, Inc.

Appendix A
Patent Owner Updated Exhibit List

Exhibit No.	Description
2001	<i>American Heritage Dictionary</i> (3d ed. 1992)
2002	Summary of grounds of unpatentability in IPR2013-00292, IPR2013-00293, IPR2013-00294, and IPR2013-00295
2003	Deposition Transcript of Petitioner's Expert, David R. Karger, from January 14, 2014
2004	Declaration of Patent Owner's Expert, Glenn E. Weadock in Support of Patent Owner Response
2005	Declaration of Ovid Santoro
2006	Declaration of Klaus Lagermann
2007	Declaration of Tom Dechaene
2008	Declaration of Richard G. A. Bone
2009	Letter from Andrew J. Gray IV, Esq. to Ovid Santoro, dated prior to June 29, 1999 referencing presentation (partially redacted)
2010	Pennie & Edmonds billing invoice, November 16, 1999 (partially redacted)
2011	E-mail from Tom Dechaene to Ovid Santoro and Klaus Lagermann
2012	August 1999 e-mails between Klaus Lagermann and Ovid Santoro (partially redacted)
2013	August 26, 1999 e-mail from Ovid Santoro to Klaus Lagermann
2014	September 7, 1999 e-mail from Ovid Santoro to Tom Dechaene, Paul Destefano, and Klaus Lagermann
2015	September 19, 1999 e-mail from Ovid Santoro to Paul Destefano, Andrew Gray, Tom Dechaene, and Klaus Lagermann
2016	September 20, 1999 e-mail from Ovid Santoro to Tom Dechaene, Klaus Lagermann, Paul DeStefano, and Andrew Gray
2017	October 1999 e-mails regarding review of draft application
2018	August 10, 1999 e-mail from Klaus Lagermann to Richard Bone
2019	August 19, 1999 e-mail from Klaus Lagermann to Ovid Santoro
2020	August 19, 1999 e-mail from Klaus Lagermann to Richard Bone
2021	Attachment to August 19, 1999 e-mail from Klaus Lagermann to Richard Bone (partially redacted)
2022	August 24, 1999 e-mail from Klaus Lagermann to Richard Bone (partially redacted)

Exhibit No.	Description
2023*	Ovid Santoro Notebook
2024*	E-mails between Klaus Lagermann, Dixon Dick and Ovid Santoro prior to June 29, 1999 (partially redacted)
2025*	E-mails between Klaus Lagermann and Ovid Santoro dated prior to June 29, 1999 (partially redacted)
2026*	E-mails between Klaus Lagermann and Ovid Santoro dated prior to June 29, 1999 (partially redacted)
2027*	E-mails between Klaus Lagermann and Ovid Santoro dated prior to June 29, 1999 (partially redacted)
2028*	E-mails between Klaus Lagermann and Ovid Santoro dated prior to June 29, 1999 (partially redacted)
2029*	E-mails between Klaus Lagermann and Ovid Santoro dated prior to June 29, 1999 (partially redacted)
2030	July 11, 1999 e-mail from Klaus Lagermann to Ovid Santoro
2031	August 25, 1999 e-mail from Klaus Lagermann to Ovid Santoro
2032	E-mail dated September 9, 1999, from Ovid Santoro to Klaus Lagermann forwarding e-mail from Bad Cat Design
2033	Coversheet and Engagement Letter with Pennie & Edmonds LLP, dated April 12 – 21, 1999
2034	August 22, 1999 e-mail from Ovid Santoro to Paul DeStefano, Klaus Lagermann, and Tom Dechaene, providing description of SurfCast product (partially redacted)
2035	Time entry logbook of Richard Bone, June – October, 1999 (partially redacted)
2036*	E-mails between Klaus Lagermann and Ovid Santoro prior to June 29, 1999 (partially redacted)
2037*	Written summary of work on the SurfCast software product, from prior to June 29, 1999 (partially redacted)
2038*	Written summary of work on the SurfCast software product, from prior to June 29, 1999 (partially redacted)
2039*	Revised version of Executive Summary, September 1999
2040*	SurfCast Executive Summary 1999 – 2000
2041*	Photographs from 1999 meeting showing flip chart
2042	August 11, 1999 e-mail from Klaus Lagermann to Ovid Santoro
2043	Product description document
2044	Product Development Schedule

Exhibit No.	Description
2045*	SurfCast Business Plan 1999 – 2000
2046*	SurfCast Executive Summary 1999 – 2000
2047	SurfCast Overview document
2048	Data Structure for SurfCast Grid
2049	Pennie & Edmonds LLP bills for legal services, dated August 14, 1999 (partially redacted)
2050	FAX transmission within Pennie & Edmonds LLP regarding SurfCast bills for legal services (partially redacted)
2051	Chart of Richard Bone time entries for activity from prior to June 29, 1999 through Oct. 29, 1999
2052	Chart of diligence activity from prior to June 29, 1999 through Oct. 29, 1999
2053	<i>Curriculum Vitae</i> of Patent Owner’s expert, Glenn E. Weadock
2054	Excerpts from <i>The New IEEE Standard Dictionary of Electrical and Electronics Terms</i> , Fifth Edition, G. P. Kurpis, and C. J. Booth, (IEEE, Inc., 1993)
2055	Excerpts from the <i>Microsoft Windows 98 Resource Kit Beta Release</i> (Microsoft Press, 1998)
2056	Excerpts from <i>Graphics File Formats</i> , 2nd Edition, David C. Kay, and John R. Levine, (Windcrest / McGraw-Hill, 1995)
2057	“A Comparative Study of Aggregate TCP Retransmission Rates”, by Pentikousis, <i>et al.</i> (manuscript)
2058	Abstract of “A comparative study of aggregate TCP retransmission rates”, by Pentikousis <i>et al.</i> , <i>International Journal of Computers and Applications</i> , vol. 32, no. 4, pp 1-7, (October 2010)
2059	SetPixel Function (Microsoft Windows; http://msdn.microsoft.com)
2060	Excerpts from <i>Web Caching</i> , 1 st Ed., by Duane Wessels, (O’Reilly & Associates, Inc., June 2001)
2061	Excerpts from <i>Web Server Technology, the Advanced Guide for World Wide Web Information Providers</i> , by Nancy J. Yeager and Robert E. McGrath, (Morgan Kaufmann Publishers, Inc., 1996)
2062	“Before Apple’s iPad, there was the Intel IPAD. Seriously.”, by Shara Tibken, CNet News, December 5, 2013 (http://news.cnet.com/8301-1035_3-57614579-94/before-apples-ipad-there-was-the-intel-ipad-seriously/)

Exhibit No.	Description
2063	Declaration of Patent Owner's Expert, Glenn E. Weadock, in Support of Patent Owner's Motion for Conditional Amendments
2064	Excerpts from <i>Merriam-Webster's Collegiate Dictionary</i> , Tenth Edition (Merriam-Webster, 1994)
2065	Invention Conception Chart
2066	Copy of USPTO's certified copy of U.S. Provisional Patent Application No. 60/162,522, filed October 29, 1999
2067*	E-mail and attachment from Ovid Santoro to Klaus Lagermann regarding SurfCast summary, dated prior to June 29, 1999 (partially redacted)
2068*	E-mail and attachment from Ovid Santoro to Klaus Lagermann regarding SurfCast summary dated prior to June 29, 1999 (partially redacted)
2069	Section 18.1. Overview of Partitioning in MySQL, from MySQL 5.1 Reference Manual (from http://dev.mysql.com/doc/refman/5.1/en/partitioning-overview.html)
2070	U.S. News & World Report – Top 100 Lowest Acceptance Rates (from http://colleges.usnews.rankingsandreviews.com/best-colleges/rankings/lowest-acceptance-rate?src=stats&int=4f0116)
2071	The Port Authority of New York and New Jersey 2012 to 2015 Toll Rate Table
2072	Patent Owner's Mandatory Initial Disclosures
2073	Deposition Transcript of Dr. Richard G. A. Bone (signed), dated February 19, 2014
2074*	Deposition Transcript of Ovid Santoro (signed), dated February 27, 2014
2075	Deposition Transcript of Klaus Lagermann (signed), dated March 6, 2014
2076*	Deposition Transcript of Tom Dechaene (signed), dated March 11, 2014
2077	Deposition Transcript of Glenn Weadock (signed), dated March 12, 2014
2078	Windows 95 Installation Requirements
2079	Minimum Hardware Requirements for a Windows 98 Installation
2080	System Requirements for a Windows XP Operating System
2081	Declaration of Glenn E. Weadock in support of Patent Owner's Reply to Opposition to Motion to Conditionally Amend

Exhibit No.	Description
2082	Memorandum Opinion, March 14, 2014 – District Court of Maine, Case 2:12-cv-00333-JAW
2083	Microsoft Computer Dictionary - Definition - Bookmark
2084	Microsoft Press Computer Dictionary - Definition – File System
2085	U.S. Pat. No. RE 43,119
2086	Int’l. Pat. App. Publication No. WO 96/01032
2087	U.S. Pat. No. 8,601,198
2088	Deposition Transcript of Joseph Belfiore, July 11, 2013, District Court of Maine, Case 2:12-cv-00333-JAW
2089	Deposition Transcript of Glenn Weadock (signed), dated May 14, 2014
2090	Patent Owner Letter of April 7, 2014 to Opposing Counsel regarding objections to Petitioner exhibits
2091	Redline of Patent Owner corrected motion to amend relative to original motion
2092	Patent Owner Letter of February 12, 2014 in response to Petitioner objections to Patent Owner exhibits
2093 (NEW)	Patent Owner Demonstratives (for Oral Argument, July 10, 2014)

* Filed under seal, with the Board’s approval.

CERTIFICATE OF SERVICE UNDER 37 C.F.R. § 42.6 (e)(4)

It is hereby certified that on this 13th day of November, 2014, a copy of the foregoing:

TRANSMITTAL OF SURFCAST, INC.'S
UPDATED EXHIBIT LIST

were served via Electronic Mail upon the following:

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