

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SAMSUNG ELECTRONICS CO. LTD, SAMSUNG ELECTRONICS  
AMERICA, INC., SAMSUNG SEMICONDUCTOR, INC., SAMSUNG AUSTIN  
SEMICONDUCTOR, LLC, AND SAMSUNG TELECOMMUNICATIONS  
AMERICA, LLC  
Petitioner

v.

HOME SEMICONDUCTOR INC.  
Patent Owner

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Patent 6,146,997

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**PETITIONER'S MOTION TO CORRECT PRPS SYSTEM  
INDICATION OF FILING DATE ASSOCIATED WITH DECEMBER  
17, 2014 PETITION FOR *INTER PARTES* REVIEW OF U.S. PATENT  
NO. 6,146,997**

Samsung Electronics Co. Ltd, Samsung Electronics America, Inc., Samsung Semiconductor, Inc., Samsung Austin Semiconductor, LLC, and Samsung Telecommunications America, LLC (collectively “Petitioner”) are submitting to the Patent Review Processing System (“PRPS”) the December 17, 2014 Petition for *Inter Partes* Review of U.S. Patent No. 6,146,997 that was filed pursuant to the December 16, 2014 Notice issued by the Patent Trial and Appeal Board (“PTAB”).

In particular, the PRPS was unavailable during normal business hours on each of December 16, 2014, December 17, 2014, and December 18, 2014. On those dates, the PTAB website (<http://www.uspto.gov/ip/boards/bpai/prps.jsp>) provided a Notice indicating that the PRPS is down and used the following additional Notice to establish special procedures to be used in filing petitions that have a statutory deadline:

PTAB will be extending deadlines for the parties for all matters that do not have statutory deadlines until the site becomes available. As for petition filings, patent owner responses, motions, and requests for rehearing (on institution decisions or final decisions) and any other matters that have an imposed deadline or statutory due date, the parties should send an e-mail to TRIALS@USPTO.GOV indicating the need to file one of these items. DO NOT send attachments. PTAB will authorize filing of late attachments and PTAB will change the filing dates in PRPS to reflect the appropriate filing date. ALL MATTERS SHOULD BE SERVED ON OPPOSING COUNSEL ON THE APPROPRIATE DUE DATE.

Appendix 1, p. 1.

The Notice specifically directs two steps to be undertaken by a party to effect filing of such a petition: (1) send an e-mail to the Board at [TRIALS@USPTO.GOV](mailto:TRIALS@USPTO.GOV) indicating a need to file the petition; and (2) serve papers being filed on opposing counsel on the filing due date.

Pursuant to the Board's directive in the Notice, in an e-mail sent to the Board on December 17, 2014, Petitioner identified the statutory deadline for this Petition and, thus, indicated the need to file the Petition. Appendix 2, p. 1. Petitioner also served the Petition on opposing counsel on December 17, 2014, as evidenced by a copy of the Certificate of Service, which was attached to that same e-mail. *Id.*, p.2. Petitioner, therefore, fully complied with the process set forth in the Notice and, therefore, filed the Petition on December 17, 2014.

In an e-mail response from the Board on December 17, 2014, the Board acknowledged the Petition filing and authorized Petitioner to later submit the Petition using PRPS when PRPS is back up and running. Since the PRPS system is designed to automatically assign a filing date to a submission based on when the submission is entered into PRPS, the Board further requires that a Petitioner submit this Motion to change the filing date within PRPS to reflect the correct filing date, i.e., December 17, 2014 for this Petition.

Accordingly, Petitioner moves the Board to correct the PRPS system indication of filing date associated with the December 17, 2014 Petition for Inter Partes Review of U.S. Patent No. 6,146,997 from the filing date reflected in the PRPS system to its actual filing date of December 17, 2014, which is the date on which Petitioner complied with the PTAB's above-identified Notice and requirements for filing.

Please apply any fees or any credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: December 19, 2014

/W. Karl Renner/  
W. Karl Renner, Reg. No. 41,265  
Roberto Devoto, Reg. No. 55,108  
Attorneys for Petitioner

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Fish & Richardson P.C.  
Telephone: (202) 783-5070  
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**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. §§ 42.6(e)(4)(i) et seq. and 42.105(b), the undersigned certifies that on December 19, 2014, a complete and entire copy of this PETITIONER'S MOTION TO CORRECT PRPS SYSTEM INDICATION OF FILING DATE ASSOCIATED WITH DECEMBER 17, 2014 PETITION FOR INTER PARTES REVIEW OF U.S. PATENT NO. 6,146,997 and Appendices was provided by Federal Express, cost prepaid, to the Patent Owner by serving the correspondence address of record as follows:

MORRISON & FOERSTER LLP  
2000 Pennsylvania Avenue NW  
Washington, D.C. 20006-1888

and by also serving:

Kevin Jones  
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100 Marine Parkway, Suite 200  
Redwood Shores, CA 94065

/Diana Bradley/  
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- Office of Enrollment and Discipline (OED)
- Office of General Law (OGL)
- Trademark Trial and Appeal Board (TTAB)
- **Patent Trial and Appeal Board (PTAB)**
- PTAB Board Procedures

## Patent Review Processing System (PRPS)

PRPS (Patent Review Processing System) is the Board's e-filing (EF) and case management (CM) system for trial proceedings. [Direct Link](#).

- For questions regarding PRPS, please call the Board at (571) 272-7822. Support is provided Monday through Friday (except federal holidays) from 8:30 a.m. to 5:00 p.m. Eastern Time.

## Notices

**PRPS is currently down as of December 16, 2014 3:00 pm EST.**

PTAB will be extending deadlines for the parties for all matters that do not have statutory deadlines until the site becomes available. As for petition filings, patent owner responses, motions, and requests for rehearing (on institution decisions or final decisions) and any other matters that have an imposed deadline or statutory due date, the parties should send an e-mail to [TRIALS@USPTO.GOV](mailto:TRIALS@USPTO.GOV) indicating the need to file one of these items. DO NOT send attachments. PTAB will authorize filing of late attachments and PTAB will change the filing dates in PRPS to reflect the appropriate filing date. ALL MATTERS SHOULD BE SERVED ON OPPOSING COUNSEL ON THE APPROPRIATE DUE DATE.

### New Maximum Daily Limit for Credit Card Payments, Effective June 1, 2015

The maximum daily limit per credit card account is currently \$49,999.99. Effective June 1, 2015, the daily limit per credit card account will be lowered to \$24,999.99. Debit cards will continue to have no daily limit.

All credit card and debit card payments are processed through the Department of the Treasury's Pay.gov system. The new daily limit for credit cards will automatically be enforced through the Pay.gov system. If cardholders exceed the daily limit, a message will indicate that the maximum daily limit has been reached and the payment will be rejected.

Existing alternatives for submitting large dollar payments are deposit account, electronic funds transfer (EFT) over the USPTO website, and wire transfer through the Federal Reserve Fedwire System.

### PRPS change effective October 11, 2014:

PRPS users who have a session that is idle for 30 minutes will receive a pop up warning message requesting the user to

## APPENDIX 2

**From:** Karl Renner

**Sent:** Wednesday, December 17, 2014 2:51 PM

**To:** 'TRIALS@USPTO.GOV'

**Cc:** Roberto Devoto; IPR39843-0011IP1

**Subject:** Request to Seek Authorization to Late File in PRPS, Petition for IPR of US Patent 6,146,997 on December 17 During PRPS Outage (Attorney Docket No. 39843-0011IP1)

**Importance:** High

Re: U.S. Patent No. 6,146,997

PETITION FOR INTER PARTES REVIEW OF UNITED STATES PATENT NO. 6,146,997 PURSUANT TO 35 U.S.C. §§ 311–319, 37 C.F.R. § 42

Attorney Docket No.: 39843-0011IP1

The Patent Review Processing System (“PRPS”) has been unavailable during normal business hours on both December 16, 2014 and December 17, 2014. The PTAB website (<http://www.uspto.gov/ip/boards/bpai/prps.jsp>) acknowledges the technical issue, and informs that:

PTAB will be extending deadlines for the parties for all matters that do not have statutory deadlines until the site becomes available. As for petition filings, patent owner responses, motions, and requests for rehearing (on institution decisions or final decisions) and any other matters that have an imposed deadline or statutory due date, the parties should send an e-mail to TRIALS@USPTO.GOV indicating the need to file one of these items. DO NOT send attachments. PTAB will authorize filing of late attachments and PTAB will change the filing dates in PRPS to reflect the appropriate filing date. ALL MATTERS SHOULD BE SERVED ON OPPOSING COUNSEL ON THE APPROPRIATE DUE DATE.

Due to this known technical issue, Samsung Electronics Co. Ltd, Samsung Electronics America, Inc., Samsung Semiconductor, Inc., Samsung Austin Semiconductor, LLC, and Samsung Telecommunications America, LLC (“Petitioner”) respectfully seeks the PTAB’s authorization to file late in PRPS, the Petition and corresponding Exhibits for Inter Partes Review of U.S. Patent No. 6,146,997. The statutory deadline for Petitioner to file the petition is today, December 17, 2014.

Service of these documents is being provided to Counsel for Patent Owner concurrently. A copy of the Certificate of Service is attached in this email.

Best Regards,

W. Karl Renner, Reg. No. 41,265

Note: This e-mail is for the sole use of the intended recipient(s) and may contain material that is confidential, privileged, and/or attorney work product. Any review or distribution by others is strictly prohibited. If you are not the intended recipient, please contact the sender and delete all copies.

**CERTIFICATE OF SERVICE**

Pursuant to 37 CFR §§ 42.6(e)(4)(i) *et seq.* and 42.105(b), the undersigned certifies that on December 17, 2014, a complete and entire copy of this Petition for *Inter Partes* Review and all supporting exhibits were provided by Federal Express, cost prepaid, to the Patent Owner by serving the correspondence address of record as follows:

MORRISON & FOERSTER LLP  
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