UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

META PLATFORMS, INC., INSTAGRAM, LLC, WHATSAPP INC., Petitioners

v.

EYESMATCH LTD., MEMOMI LABS INC., Patent Owners

> Case IPR2022-00489 U.S. Patent No. 8,982,109 B2

**PETITIONERS' UPDATED EXHIBIT LIST** 

Exhibit No.	Description of Document
1001	U.S. Patent No. 8,982,109 B2 to Nissi Vilcovsky and Ofer Saban (filed March 15, 2013, issued March 17, 2015) ("'109" or "'109 patent")
1002	Declaration of Chandrajit Bajaj, Ph.D. ("Bajaj")
1003	U.S. Patent App. Pub. No. US 2007/0040033 A1 to Louis B. Rosenberg (filed September 26, 2006, published February 22, 2007) ("Rosenberg")
1004	Excerpts from 2003 International Conference on Multimedia and Expo, ICME '03 Proceedings, including Alexandre R.J. Francois et al., <i>A Handheld Mirror Simulation</i> (2003) ("Francois")
1005	U.S. Patent No. 8,587,653 B1 to Joseph Vidunas et al. (filed April 30, 2010, issued November 19, 2013) ("Vidunas")
1006	U.S. Patent No. 6,512,541 B2 to Randy R. Dunton et al. (filed December 8, 1997, issued January 28, 2003) ("Dunton")
1007	U.S. Patent No. 8,264,587 B2 Sinhung Yong et al. (filed January 15, 2009, issued September 11, 2012) ("Yong")
1008	U.S. Patent No. 8,264,573 B2 to Toshihiko Suzuki (filed May 11, 2010, issuing September 11, 2012) ("Suzuki")
1009	U.S. Patent Application Ser. No. 13/088,369 to Nissi Vilcovsky (filed April 17, 2011, issuing as U.S. Patent No. 8,624,883)
1010	U.S. Patent Application Ser. No. 11/817,411 to Nissi Vilcovsky (PCT filed March 1, 2006, issuing as U.S. Patent No. 7,948,481)
1011	Redline comparison of U.S. Patent Application Ser. No. 13/088,369 to Nissi Vilcovsky (Ex. 1009) with written description of '109 patent

Exhibit No.	Description of Document
1012	Excerpts from <i>Joint Claim Construction Chart</i> filed on November 16, 2021 in <i>EyesMatch Ltd. et al.</i> , <i>v. Facebook, Inc. et al.</i> , No. 1:21-cv-00111 RGA (JLH) (D. Del.)
1013	Excerpts from Microsoft Computer Dictionary (5th ed. 2002)
1014	Excerpts from Julie Adair King et al., <i>Digital Photography for Dummies</i> (6th ed. 2009)
1015	Excerpts from Brad Hansen, Dictionary of Multimedia (1998)
1016	Excerpts from Dick Pountain, New Penguin Dictionary of Computing (2001)
1017	Proof of Service of Complaint in <i>EyesMatch Ltd. et al. v. Facebook,</i> <i>Inc. et al.</i> , Case No. 1:21-cv-00111-RGA-JLH (D. Del.)
1018	Excerpts from Initial Infringement Contentions of Plaintiffs EyesMatch Ltd. and Memomi Labs Inc. in <i>EyesMatch Ltd. et al. v.</i> <i>Facebook, Inc. et al.</i> , Case No. 1:21-cv-00111-RGA-JLH (D. Del.)
1019	Defendants' Preliminary Disclosure of Proposed Claim Constructions and Identification of Intrinsic Evidence in <i>EyesMatch Ltd. et al. v.</i> <i>Facebook, Inc. et al.</i> , Case No. 1:21-cv-00111-RGA-JLH (D. Del.)
1020	Plaintiffs' Proposed Constructions and Intrinsic Evidence in EyesMatch Ltd. et al. v. Facebook, Inc. et al., Case No. 1:21-cv- 00111-RGA-JLH (D. Del.)
1021	Scheduling Order in <i>EyesMatch Ltd. et al. v. Facebook, Inc. et al.</i> , Case No. 1:21-cv-00111-RGA-JLH (D. Del.)
1022	Declaration of Sylvia D. Hall-Ellis, Ph.D. ("Hall-Ellis")
1023	Prosecution History of U.S. Patent No. 8,982,109 B2

Exhibit No.	Description of Document
1024	Excerpts from EyesMatch Ltd.'s and Memomi Labs Inc.'s Objections and Responses to Defendant's First Set of Interrogatories (Nos. 1-4)
1025	Excerpts from email correspondence between counsel, including email regarding claim construction for '109 patent dated December 17, 2021 from N. Saputo
1026	Excerpts from Proceedings of the International Society for Optical Engineering (SPIE), Multimedia Networks: Security, Displays, Terminals, and Gateways, Nov. 4-5, 1997, including Stefan Agamanolis et al., <i>Reflection of Presence: Toward More Natural and</i> <i>Responsive Telecollaboration</i> ("Agamanolis")
1027	U.S. Patent No. 6,811,492 B1 to Minoru Arakawa et al. (filed November 28, 2000, issued November 2, 2004) ("Arakawa")
1028- 1029	Reserved
1030	Patent Covenant Not-to-Sue Agreement

Dated: July 5, 2022

Respectfully submitted,

COOLEY LLP ATTN: Patent Group 1299 Pennsylvania Avenue NW Suite 700 Washington, DC 20004 Tel: (650) 843-5001 Fax: (650) 849-7400

By: / Heidi L. Keefe /

Heidi L. Keefe Reg. No. 40,673 Counsel for Petitioners

## **CERTIFICATE OF SERVICE**

I hereby certify, pursuant to 37 C.F.R. Section 42.6, that a complete copy of the attached **PETITIONERS' UPDATED EXHIBIT LIST** and related documents, are being served via electronic mail on the 5th day of July 2022, upon Patent Owner by serving counsel of record for the Patent Owner as follows:

Gina Cremona (gina.cremona@tensegritylawgroup.com) Samantha Jameson (Samantha.jameson@tensegritylawgroup.com) Matthew D. Powers (matthew.powers@tensegritylawgroup.com) William P. Nelson (william.nelson@tensegritylawgroup.com) Natasha M. Saputo (natasha.saputo@tensegritylawgroup.com) TENSEGRITY LAW GROUP LLP eyesmatch\_service@tensegritylawgroup.com

/ Heidi L. Keefe /

Date: July 5, 2022