

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE LLC,

Petitioner,

v.

DDC TECHNOLOGY, LLC,

Patent Owner.

IPR2023-00710

U.S. Patent 11,093,000

**PATENT OWNER DDC TECHNOLOGY, LLC'S
PRELIMINARY RESPONSE TO PETITION
PURSUANT TO 37 C.F.R. § 42.107(a)**

TABLE OF CONTENTS

PATENT OWNER’S EXHIBIT LIST	ii
I. INTRODUCTION	1
II. ARGUMENT	1
III. CONCLUSION.....	1
CERTIFICATE OF COMPLIANCE.....	2
CERTIFICATE OF SERVICE.....	3

PATENT OWNER'S EXHIBIT LIST

<u>Exhibit Number</u>	<u>Description</u>
2001	Google's Reply in Support of its Motion to Stay Pending Determination of <i>Inter Partes</i> Review of the Patents-in-Suit Case No. 3:23-cv-01160, N.D. Cal., filed April 27, 2023, ECF 160
2002	Email dated June 5, 2023 from Michael Kiklis to Matt Holohan regarding Discovery
2003	Disclaimer in a Patent under 37 C.F.R. § 1.321(a)

I. INTRODUCTION

Patent Owner, DDC Technology, LLC (“DDC” or “Patent Owner”), submits this Preliminary Response to the Petition for *Inter Partes* Review of United States Patent No. 11,093,000 (“the ’000 Patent”) filed by Petitioner Google LLC (“Google” or “Petitioner”).

II. ARGUMENT

Google’s Petition challenges claims 1-6 and 8-33 of the ’000 Patent. Pet. at 1. On August 21, 2023, DDC filed with the Office a disclaimer of all claims challenged in Google’s Petition pursuant to 37 C.F.R. § 1.321(a). Ex. 2003. “No *inter partes* review will be instituted based on disclaimed claims.” 37 C.F.R. § 42.107(e). Accordingly, Google’s Petition should be dismissed.

III. CONCLUSION

For the foregoing reasons, DDC respectfully requests that the Board dismiss Google’s Petition.

Respectfully submitted,

Dated: August 23, 2023

/MATTHEW C. HOLOHAN/
Matthew C. Holohan, Lead Counsel
Reg. No. 73,288
Sheridan Ross P.C.
1560 Broadway, Suite 1200
Denver, CO 80202-5141
(303) 863-9700
mholohan@sheridanross.com

CERTIFICATE OF COMPLIANCE

Pursuant to 37 C.F.R. § 42.24(d), the undersigned certifies that **PATENT OWNER DDC TECHNOLOGY, LLC'S PRELIMINARY RESPONSE TO PETITION** complies with the type-volume limitation of 37 C.F.R. § 42.24(b) because it contains 117 words, as determined by the word-processing program used to prepare the brief, excluding the parts of the brief exempted by 37 C.F.R. § 42.24(a)(1).

Dated: August 23, 2023

/MATTHEW C. HOLOHAN/
Matthew C. Holohan, Lead Counsel
Reg. No. 73,288
Sheridan Ross P.C.
1560 Broadway, Suite 1200
Denver, CO 80202
(303) 863-9700
(303) 863-0223 (fax)
mholohan@sheridanross.com

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §§ 42.6(e) and 42.105(a) and (b), I certify that on August 23, 2023, a true and accurate copy of this paper, **PATENT OWNER DDC TECHNOLOGY, LLC'S PRELIMINARY RESPONSE TO PETITION PURSUANT TO 37 C.F.R. § 42.107(a)**, was served on the following counsel for Petitioner via e-mail, pursuant to Petitioner's consent to e-mail service:

Michael L. Kiklis
Kiklis and Clark, PLLC
1800 Diagonal Rd., Suite 600
Alexandria, VA 22314
E-mail: michael@kiklisclark.com

Dated: August 23, 2023

/LORI R. BROWN/

Lori R. Brown
Paralegal
Sheridan Ross P.C.
1560 Broadway, Suite 1200
Denver, CO 80202
(303) 863-9700
(303) 863-0223 (fax)
lbrown@sheridanross.com