

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE LLC,
Petitioner,

v.

138 EAST LCD ADVANCEMENTS LIMITED,
Patent Owner.

Case No. IPR2024-00958
U.S. Patent No. 8,482,638

PATENT OWNER'S UNOPPOSED MOTION TO SUBMIT EXHIBITS

Patent Owner submits this unopposed motion to submit Exhibit Nos. EX2002 and EX2003, as well as to file an exhibit list, including all of Patent Owner's exhibits to date. Patent Owner sought the Board's permission to file this motion via email on April 14, 2025. The Board approved Patent Owner's request via email on April 16, 2025.

On March 24, 2025, Patent Owner submitted its Non-Contingent Motion to Amend U.S. Pat. No. 8,482,638 (the "'638 patent"). Paper 9 ("Motion to Amend"). Patent Owner submitted with its Motion to Amend, EX2001, a translation of Japanese Pat. App. No. 2009-295202, which is the foreign priority application for the '638 patent. Consideration of EX2001 is required under 37 C.F.R. § 42.121(b)(2), which requires the Motion to Amend set forth the support in an earlier-filed disclosure for each claim for which the benefit of the filing date of the earlier-filed disclosure is sought. Here, the Motion to Amend sets forth the support for the proposed substitute claims in EX2001, the foreign priority application.

However, Patent Owner inadvertently did not file copies of EX2003 (the certification of translation of EX2001) as required by 37 C.F.R. § 42.63(b) and EX2002 (the Japanese language version of Japanese Pat. App. No. 2009-295202), as well as an exhibit list as required by 37 C.F.R. § 42.63(e).

Patent Owner submits that permission to file EX2002 and EX2003 as well as the exhibit list on the record should be granted because consideration of such

documents on the merits would be in the interests of justice. 37 C.F.R. § 42.5(c)(3). Specifically, filing the certification of translation and the Japanese language version of Japanese Pat. App. No. 2009-295202 will help the Board to fully evaluate the support for the proposed substitute claims as set forth in the Motion to Amend. The Board has allowed parties to file exhibits after the original submission in similar circumstances. *See Trend Micro, Inc. v. Open Text Inc.*, IPR2023-01389, Paper 7 at 3 (P.T.A.B. Jan. 29, 2024) (permitting petitioner to file inadvertently omitted appendices to a timely submitted expert declaration); *Avigilon USA Corp., Inc. v. JDS Techs., Inc.*, IPR2016-00520, Paper 7 at 3 (P.T.A.B. April 5, 2016) (permitting petitioner to file inadvertently omitted exhibit); *CaptionCall L.L.C. v. Ultratec, Inc.*, IPR2015-01357, Paper 29 at 3 (P.T.A.B. May 4, 2016) (same); *Adobe Inc. v. RAH Color Techs. LLC*, IPR2019-00627, Paper 76 at 2 (P.T.A.B. Feb. 26, 2020) (same).

Accordingly, Patent Owner respectfully requests that its unopposed motion to submit exhibits be granted, and that Patent Owner be permitted to file copies of EX2002 and EX2003, as well as an exhibit list on the record.

Date: April 18, 2025

Respectfully submitted,

/s/ Cyrus A. Morton

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Lead Counsel

IPR2024-00958

U.S. Patent No. 8,482,638

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CERTIFICATE OF SERVICE

I certify that on April 18, 2025, a copy of PATENT OWNER'S
UNOPPOSED MOTION TO SUBMIT EXHIBITS was served by electronic mail
on Petitioner's counsel at the following addresses indicated in Petitioner's

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