



## **PATENT TRIAL AND APPEAL BOARD DENIES REQUEST FOR REHEARING**

### **EFF's Request for Rehearing on Dismissed Grounds Gets Denied**

**BEAMONT, TEXAS – May 29, 2014** - Personal Audio, the pioneers in personalized media solutions, were successful again today before the Patent Trial and Appeals Board when the Board upheld its decision to exclude three out of the five grounds being argued by the Electronic Frontier Foundation (EFF) for *inter partes* review against the validity of Personal Audio's US 8,112,504 Patent.

On May 29, 2014, Administrative Patent Judge Gregg I. Anderson issued a decision denying the EFF's request for a rehearing on the Board's April 18<sup>th</sup> findings. Judge Anderson's brief written decision denying the request for rehearing, expressed concerns about the representations made by the EFF, and determined that the Board did not abuse its discretion when it determined that "Geek of the Week" and "Surfpunk" were not printed publications, rendering any of US 8,112,504 Patent's claims obvious pertaining to these materials (see Case IPR2014-00070).

Personal Audio has now won on three of the five grounds proposed by the EFF as part of the *inter partes* review of US 8,112,504 Patent, and have still yet to make any arguments based on the merits. The remaining two grounds will be argued on their merits later this year before the Board.

Personal Audio was represented by Michael Femal and James Hanrath of the Much Shelist Law Firm.

**ABOUT PERSONAL AUDIO LLC:** Personal Audio LLC was founded in 1996 by James Logan, a savvy inventor and entrepreneur, with a mission of offering personalized media to listeners over the Internet. The company worked to develop an audio player that could download, store and manipulate audio files to fulfill this mission. This system, along with related ideas, was described in several patent applications filed in October 1996.

Personal Audio's pioneering playlist technologies are commonly used today in smartphones, tablets and other devices that store and play audio and video files and work with downloaded playlists.

In 2009, Personal Audio was issued a patent covering its groundbreaking innovations in the distribution of serialized online media, the "Episodic Content Patent." These techniques are commonly used today in the distribution of podcasts and serialized television shows. Learn more at [www.personalaudio.net](http://www.personalaudio.net).

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For more information, contact:  
Erin Davis | Personal Audio LLC  
[edavis@personalaudio.net](mailto:edavis@personalaudio.net)