

Filed on behalf of: Versata Development Group, Inc.

Paper _____

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAP AMERICA, INC. ET AL.
Petitioner

v.

VERSATA DEVELOPMENT GROUP, INC.
Patent Owner

Case CBM2012-00001 (MPT)
Patent 6,553,350

PATENT OWNER VERSATA 37 CFR 42.8(a)(2) NOTICE

1 MAIL STOP PATENT BOARD
2 Patent Trial and Appeal Board
3 U.S. Patent & Trademark Office
4 P.O. Box 1450
5 Alexandria, VA 22313-1450
6

7 Patent Owner believes the following litigation filed today could affect, or be
8 affected by, the Board proceeding.

9 **IN THE UNITED STATES DISTRICT COURT**
10 **FOR THE EASTERN DISTRICT OF VIRGINIA,**
11 **ALEXANDRIA DIVISION**

12 _____)
13)
14 VERSATA DEVELOPMENT GROUP, INC.,)
15)
16 Plaintiff,) **C.A. No. 1:13-cv-328**
17)
18 v.)
19)
20 TERESA STANEK REA)
21 Acting Director of the)
22 United States Patent and Trademark Office,)
23)
24 Defendant.)
25 _____)
26)

27 The complaint states in the first paragraph:

28 This is an action to set aside Defendant’s and the United States Patent
29 and Trademark Office’s (“PTO”) review of U.S. Patent No. 6,553,350
30 (the “’350 patent”) under § 18 of the Leahy-Smith America Invents
31 Act (“AIA”). The ’350 patent is not a covered business method
32 patent. The claims are not related to a financial product or service,
33 nor the practice, administration or management thereof. The
34 institution of that proceeding is thus contrary to law and exceeds
35 Defendant’s statutory authority. Additionally, Defendant has no
36 authority to entertain challenges to the claims of the ’350 patent under
37 35 U.S.C. § 101 and its institution of a proceeding on that basis is also
38 contrary to law and exceeds Defendant’s statutory authority.
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Respectfully submitted,

Date: March 13, 2013

By: /s/Martin M. Zoltick
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*Attorneys for Patent Owner Versata
Development Group, Inc.*

1 **CERTIFICATE OF SERVICE**

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3 I hereby certify that on this 13th day of March, 2013, a true and correct copy
4 of the foregoing **PATENT OWNER VERSATA 37 CFR 42.8(a)(2) NOTICE**
5 was served, in accordance with the parties’ electronic service agreement, by
6 electronic mail upon the following lead and backup counsel of record for
7 Petitioners SAP America, Inc. and SAP AG:

8
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26 /s/ Nasri V. B. Hage
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