

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VOLUSION, INC.
Petitioner

v.

VERSATA SOFTWARE, INC. AND
VERSATA DEVELOPMENT GROUP, INC.
Patent Owner

Case CBM2013-00017
U.S. Patent No. 6,834,282 B1

Before HOWARD B. BLANKENSHIP, SALLY C. MEDLEY, and
KEVIN F. TURNER, *Administrative Patent Judges*.

PETITIONER VOLUSION, INC.'S NOTICE
OF DEPOSITION OF SCOTT NETTLES

Pursuant to 37 C.F.R. § 42.53, Petitioner Volusion, Inc. (“Volusion”), by and through its attorneys, will conduct cross-examination by deposition of Scott Nettles. Mr. Nettles’ deposition will take place, as agreed by counsel for the parties, on March 10, 2014, commencing at 8:00 am (local time), and continuing from day to day until completed, at the offices of Haynes and Boone, 600 Congress Avenue, Suite 1300, Austin, Texas 78701. Counsel for Patent Owner Versata Development Group, Inc. (“Versata”) has represented that Mr. Nettles is willing to appear at the time and location indicated above.

The cross-examination will be taken before a Notary Public or other officer authorized by law to administer oaths. It will be recorded using audiotape and/or stenographic means. Volusion also intends to video record the cross-examination of Mr. Nettles. The arrangements for the reporter and videographer will be made by counsel for Volusion.

Respectfully submitted,

Dated: February 26, 2014

/s/ Keith E. Broyles
Keith E. Broyles (Reg. No. 42,365)
keith.broyles@alston.com
Jason P. Cooper (Reg. No. 38,114)
jason.cooper@alston.com
David S. Frist (Reg. No. 60,511)
david.frist@alston.com
ALSTON & BIRD LLP
One Atlantic Center
1201 West Peachtree Street

Atlanta, Georgia 30309-3424
Tel.: (404) 881-7000
Fax: (404) 881-7777

*Attorneys for Petitioner
Volusion, Inc.*

CERTIFICATE OF SERVICE

The undersigned certifies, in accordance with 37 CFR § 42.205, that service of the PETITIONER VOLUSION, INC.'S NOTICE OF DEPOSITION OF SCOTT NETTLES was made by email and overnight delivery by United Parcel Service, Inc. on counsel for the Patent Owner on February 26, 2014 as listed below:

David W. O'Brien
William B. Nash
HAYNES AND BOONE, LLP
2323 Victory Ave., Ste. 700
Dallas, TX 75219
Telephone: (512) 867-8457
Fax: (214) 200-0853
Email: david.obrien.ipr@haynesboone.com
Email: bill.nash@haynesboone.com

Kent B. Chambers
TERRILE, CANNATTI, CHAMBERS & HOLLAND, LLP
11675 Jollyville Road, Ste. 100
Austin, TX 78759
Telephone: (512) 338-9100
Fax: (512) 345-7225
Email: kchambers@tcchlaw.com

Alisa Lipski
AHMAD, ZAVITSANOS, ANAIPAKOS,
ALAVI, & MENSING P.C.
3460 One Houston Center
1221 McKinney Street
Houston, Texas 77010
Telephone: (713) 655-1101
Fax: (713) 655-0062

February 26, 2014

/Keith E. Broyles/

Keith E. Broyles
(Reg. No. 42,365)