

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE, INC.

Petitioner

v.

SMARTFLASH LLC

Patent Owner

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Case CBM2015-00033

Patent 8,336,772

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PATENT OWNER'S MANDATORY NOTICE INFORMATION

UNDER 37 CFR 42.8

Pursuant to Rule 42.8, Patent Owner hereby submits its mandatory notice information. This information is being filed and served within 21 days of service of the Petition.

#### I. NOTICE OF REAL PARTY-IN-INTEREST

The real party-in-interest is Smartflash LLC, 100 E. Ferguson, First Place, Suite 406, Tyler, Texas 75702. A Power of Attorney from the real party-in-interest has previously been filed in the patent.

#### II. STATUS OF RELATED PROCEEDINGS

Patents claiming priority back to a common series of applications (U.S. Application No. 10/111,716, its PCT application and the GB priority application) are currently the subject of four instituted CBM reviews (CBM2014-00102, CBM2014-00106, CBM2014-00108 and CBM2014-00112) filed by Apple Inc., four earlier 2015 petitions (CBM2015-00015 to -00018) filed by Apple that have not been instituted, and five later-filed 2015 petitions (including this one) by Apple that have not been instituted (including CBM2015-00028, -00029, -00031, -00032 and -00033). In addition, ten other petitions were filed by Samsung Electronics America, Inc., Samsung Electronics Co., Ltd., and Samsung Telecommunications America, LLC on September 26, 2014 in CBM2014-00190, -00192, -00193,

-00194, -00196, -00197, -00198, -00199, -00200 and -00204), but preliminary responses have not yet been filed by Patent Owner.

In addition, those patents are involved in patent litigation in: Case No. 6:13-cv-447, *Smartflash LLC and SmartFlash Tehnologies Limited v. Apple Inc., Robot Entertainment, Inc., Kingsisle Entertainment, Inc., and Game Circus LLC*, Case No.6:13-cv-448, *Smartflash LLC and SmartFlash Tehnologies Limited v. Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., Samsung Telecommunications America, LLC, HTC Corporation, HTC America, Inc., Exedea, Inc., and Game Circus LLC*, and Case No. 6:14-cv-435, *Smartflash LLC and SmartFlash Tehnologies Limited v. Google, Inc., Gearbox Software LLC, and Bonus XP, Inc.*, all pending in the U.S. District Court for the Eastern District of Texas (E.D. Tex.).

### III. Notification of Lead and Backup Counsel

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#### IV. SERVICE INFORMATION

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V. PATENT OWNER PRELIMINARY RESPONSE

The Patent Owner reserves the right to file a preliminary response at a later time.

Dated: December 15, 2014

/ Michael R. Casey /

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