

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ServiceNow, Inc.,  
Petitioner

v.

BMC Software, Inc.,  
Patent Owner

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Case CBM2015-00170  
Patent 8,646,093

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**PATENT OWNER'S MANDATORY NOTICES PURSUANT TO  
37 C.F.R. §42.8(a)(2)**

***Mail Stop "PATENT BOARD"***  
Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Patent Owner, BMC Software, Inc., hereby files its Mandatory Notices for the above-captioned proceeding. This notice is being timely filed within 21 days of service of the August 10, 2015 petition.

**I. 37 C.F.R § 42.8(b)(1) – REAL PARTY-IN-INTEREST**

The patent owner and real party-in-interest is BMC Software, Inc.

**II. 37 C.F.R § 42.8(b)(2) – RELATED MATTERS**

Patent Owner has asserted U.S. Patent No. 8,646,093 against Petitioner in a lawsuit styled *BMC Software, Inc. v. ServiceNow, Inc.*, 2:14-cv-00903, pending in the United States District Court for the Eastern District of Texas (filed September 23, 2014).

Petitioner has requested *Inter Partes* Review of U.S. Patent No. 8,646,093 in the action styled *ServiceNow, Inc. v. BMC Software, Inc.* (IPR2015-01555) (filed July 6, 2015).

**III. 37 C.F.R § 42.8(b)(3) – LEAD AND BACKUP COUNSEL**

The lead counsel for BMC Software, Inc., is:

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**IV. 37 C.F.R § 42.8(b)(4) – SERVICE INFORMATION**

Please address all correspondence to the lead and backup counsel as shown above. Patent Owner consents to electronic service by e-mail at 02184-00002\_CBM093@McKoolSmith.com.

Respectfully submitted,  
McKOOL SMITH, P.C.

/s/ Robert A. Cote  
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Date: August 31, 2015

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**CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e))**

The undersigned hereby certifies that the foregoing “Patent Owner’s Mandatory Notices Pursuant to C.F.R. §42.8(a)(2)” and accompanying Power of Attorney were served electronically via e-mail on August 31, 2015, in their entirety on the following counsel of record for Petitioners:

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