

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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AVAYA INC., DELL INC., SONY CORPORATION OF AMERICA,  
and HEWLETT-PACKARD CO.  
Petitioners

v.

NETWORK-1 SECURITY SOLUTIONS, INC.  
Patent Owner

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CASE IPR2013-00071  
U.S. Patent No. 6,218,930

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Before the Honorable Joni Y. Chang, Justin T. Arbes, and Glenn J. Perry

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**NOTICE OF DEPOSITION OF DECLARANT**

The Patent Owner has indicated that it expects to submit a second declaration from Dr. James Knox in support of a Patent Owner's Reply to Avaya's Opposition to Patent Owner's Motion to Amend, which is due on November 14, 2013. In view of the shortened timeframe by which Petitioner is to provide its observations on cross examination and any motions to exclude (Scheduled Due Date No. 4), and in order to provide the required notice period, in the event such a declaration is filed and the declarant is Dr. James Knox, Petitioner Avaya Inc. hereby provides notice, pursuant to 37 C.F.R. § 42.53, that it will cross-examine Dr. Knox on November 25, 2013. Further, in the event such a declaration is filed by someone other than Dr. James Knox, Petitioner Avaya Inc. hereby provides notice that it will cross-examine any such other declarant on November 25, 2013.

In accordance with 37 C.F.R. § 42.53(d)(1), the parties have conferred on a date for the cross-examination, but to date Patent Owner has not offered any date within the discovery period prior to Scheduled Due Date No. 4. Unless otherwise indicated by the Patent Owner in advance, the location of the deposition, if and when it occurs, will be held at the office of Dovel & Luner LLP, located at 201 Santa Monica Boulevard, Suite 600, Santa Monica, CA 90401. The deposition will be recorded at least by audiotape and/or stenographic means by a court reporter licensed to administer oaths.

In accordance with 37 C.F.R. § 42.53(d)(4), this Notice is being provided no later than 10 business days prior to the deposition.

Respectfully submitted,

November 8, 2013

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

I hereby certify that on this 8th day of November 2013, a true and correct copy of the foregoing "NOTICE OF DEPOSITION OF DECLARANT" was served, by electronic mail, upon the following:

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