

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NUVASIVE, INC.
Petitioner

v.

WARSAW ORTHOPEDICS, INC.
Patent Owner

Case IPR2013-00206
Patent 8,251,997

**PETITIONER'S NOTICE OF DESIGNATION OF ADDITIONAL
BACK-UP COUNSEL**

Pursuant to 37 C.F.R. § 42.10(a) and (b), Petitioner NuVasive, Inc. (“Petitioner”), hereby designates Todd G. Miller as additional back-up counsel to the Petition for *Inter Partes* Review of U.S. Patent No. 8,251,997.

Therefore, the counsel for Petitioner presently in this case are:

LEAD COUNSEL	BACK-UP COUNSEL
Stephen R. Schaefer, Reg. No. 37,927 3200 RBC Plaza 60 South Sixth Street Minneapolis, MN 55402 Tel: (612) 337-2508 Fax: (202) 783-2331 Email: schaefer@fr.com	Michael T. Hawkins, Reg. No. 57,867 3200 RBC Plaza 60 South Sixth Street Minneapolis, MN 55402 Tel: (612) 337-2569 Fax: (202) 783-2331 Email: hawkins@fr.com Frank E. Scherkenbach (By <i>pro hac</i> decision) 3200 RBC Plaza 60 South Sixth Street Minneapolis, MN 55402 Tel: (617) 521-7883 Fax: (202) 783-5070 Email: scherkenbach@fr.com Todd G. Miller, Reg. No. 42,003 3200 RBC Plaza 60 South Sixth Street Minneapolis, MN 55402 Tel: (858) 678-4342 Fax: (202) 783-2331 Email: miller@fr.com

The previously-filed Power of Attorney encompasses the additional back-up
counsel in accordance with 37 CFR § 42.10(b).

Respectfully submitted,

Date: December 4, 2013

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