

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NUVASIVE, INC.
Petitioner

v.

WARSAW ORTHOPEDIC, INC.
Patent Owner

Case IPR2013-00208
Patent 8,251,997

PETITIONER NUVASVE, INC.'S

NOTICE OF DEPOSITION OF DR. BARTON SACHS

Pursuant to 37 CFR § 42.53, Petitioner NuVasive, Inc. by and through its attorneys, hereby provides notice that it will conduct cross-examination by deposition of Dr. Barton Sachs, as agreed by the parties, commencing at 9:00 a.m. EST on February 25 and continuing at 9:00 a.m. EST on February 26, 2014, at the following location:

Charleston Executive Suites

6650 Rivers Avenue

Charleston, SC 29406

Counsel for Patent Owner Warsaw Orthopedic, Inc. has represented that Dr. Barton Sachs will appear at the date, 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 videographic and stenographic means, as agreed to by the parties pursuant to 37 CFR ¶ 42.53.

Respectfully submitted,

Date: Feb. 10, 2014

/Stephen R. Schaefer, Reg. No. 37,927/
Stephen R. Schaefer
Reg. No. 37,927

CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4) and 42.205(b), the undersigned certifies that on February 10, 2014, a complete and entire copy of this NOTICE OF DEPOSITION OF DR. BARTON SACHS was provided via email to the Patent Owner by serving the correspondence email addresses of record as follows:

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