

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NuVasive, Inc.
Petitioner

v.

Warsaw Orthopedic, Inc.
Patent Owner

Case IPR2013-00396
Patent 8,444,696

**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. 8,444,696.

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: 612-337-2580 Fax: 877-769-7945 Email: schaefer@fr.com | Michael T. Hawkins, Reg. No. 57,867 3200 RBC Plaza 60 South Sixth Street Minneapolis, MN 55402 Tel: 612-337-2580 Fax: 877-769-7945 Email: hawkins@fr.com Todd G. Miller, Reg. No. 42,003 3200 RBC Plaza 60 South Sixth Street Minneapolis, MN 55402 Tel: 858-678-4342 Fax: 877-769-7945 Email: miller@fr.com |

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

Respectfully submitted,

Date: March 12, 2014

/Michael T. Hawkins/
Michael T. Hawkins
Reg. No. 57,867

Customer Number 26171
Fish & Richardson P.C.
Telephone: (612) 337-2580
Facsimile: (612) 288-9696

CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4) and 42.205(b), the undersigned certifies that on March 12, 2014, a complete and entire copy of this Petitioner's Notice of Designation of Additional Back-Up Counsel was provided via email to the Patent Owner by serving the correspondence email addresses of record as follows:

Thomas H. Martin
Wesley C. Meinerding
Martin & Ferraro, LLP
1557 Lake O'Pines Street, NE
Hartville, OH 44632

Email: tmartin@martinferraro.com
Email: docketing@martinferraro.com

/Edward G. Faeth/
Edward G. Faeth
Fish & Richardson P.C.
60 South Sixth Street, Suite 3200
Minneapolis, MN 55402
(202) 626-6420