

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 No. 8,444,696

**JOINT STIPULATION TO MODIFY DUE DATES 1 AND 2
IN SCHEDULING ORDER**

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Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Warsaw Orthopedic, Inc. (“Patent Owner”) and NuVasive, Inc. (“Petitioner”), by and through their respective counsel of record, hereby stipulate as follows:

1. On December 20, 2013, the Patent Trial and Appeal Board issued a Scheduling Order in the Inter Partes Review of U.S. Patent No. 8,444,696 (IPR2013-00396) setting forth “due dates for the parties to take action in this trial.”

2. The Scheduling Order further states that the “parties may stipulate to different dates for DUE DATES 1 through 3 (earlier or later, but no later than DUE DATE 4).”

3. Patent Owner and Petitioner hereby stipulate to modify DUE DATES 1 and 2 as follows:

DUE DATE 1: April 11, 2014

DUE DATE 2: June 2, 2014

4. This stipulation does not affect or otherwise modify the dates for DUE DATES 3 through 7 in the Scheduling Order.

Case IPR2013-00396
U.S. Patent No. 8,444,696
Our Ref. 101.0051-06IR2

Respectfully Submitted,

Dated: March 21, 2014

/Thomas H. Martin/

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