

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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NUVASIVE, INC.

Petitioner

v.

WARSAW ORTHOPEDIC, INC.

Patent Owner

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Case IPR2013-00396

Patent No. 8,444,696

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**PATENT OWNER WARSAW ORTHOPEDIC, INC.'S  
NOTICE OF DEPOSITION OF DR. JOHN BRANTIGAN**

Mail Stop "PATENT BOARD"  
Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

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

Pursuant to 37 C.F.R. § 42.53, Patent Owner Warsaw Orthopedic, Inc., by and through its counsel, hereby provides notice that it will conduct cross-examination by deposition of Dr. John Brantigan, as agreed by the parties, commencing at 2:00 p.m. PST on June 20, 2014 at the following location:

Naegeli Reporting Corporation  
601 Union Street  
Suite 1624  
Seattle, WA 98101

Counsel for Petitioner NuVasive, Inc. has represented that Dr. Brantigan 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.

Respectfully Submitted,

Dated: June 9, 2014

/Thomas H. Martin/  
Thomas H. Martin  
Registration No. 34,383

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

### CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of this Patent Owner Warsaw Orthopedic, Inc.'s Notice Of Deposition Of Dr. John Brantigan was served in its entirety via electronic mail to APSI@fr.com (referencing Attorney Docket No. 13958-0113IP2; and cc'ing schaefer@fr.com and hawkins@fr.com):

Stephen R. Schaefer

Michael T. Hawkins

3200 RBC Plaza

3200 RBC Plaza

60 South Sixth Street

60 South Sixth Street

Minneapolis, MN 55402

Minneapolis, MN 55402

Date of Service:         June 9, 2014        

Signature:         /Thomas H. Martin/        

Thomas H. Martin  
Registration No. 34,383  
Attorney for Patent Owner  
MARTIN & FERRARO, LLP  
1557 Lake O'Pines Street, NE  
Hartville, OH 44632  
Telephone: (330) 877-0700  
Facsimile: (330) 877-2030