

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TOYOTA MOTOR CORPORATION

Petitioner

v.

AMERICAN VEHICULAR SCIENCES LLC

Patent Owner

Patent No. 6,738,697

Issue Date: May 18, 2004

Title: TELEMATICS SYSTEM FOR VEHICLE DIAGNOSTICS

Petitioner's Mandatory Notices – Addition of Back-up Counsel
37 C.F.R. § 42.8

Case No. IPR2013-00413

Petitioner Toyota Motor Corporation (“Petitioner”) hereby provides notice that it has added Matt Berkowitz as back-up counsel in this proceeding. Pursuant to 37 C.F.R. § 42.8(a)(3), Petitioner’s updated mandatory notices are below, reflecting the addition of Mr. Berkowitz.

MANDATORY NOTICES (37 C.F.R. § 42.8)

A. Real Party-In-Interest (37 C.F.R. § 42.8(b)(1))

Petitioner, Toyota, is the real party-in-interest.

B. Related Matters (37 C.F.R. § 42.8(b)(2))

The ’697 patent has been asserted by the Patent Owner in the following litigations in the U.S. District Court for the Eastern District of Texas: *American Vehicular Sciences LLC v. Toyota Motor Corp. et al.*, No. 6:12-CV-405, filed Jun. 25, 2012 (hereinafter, “AVS 405 Litigation”); *American Vehicular Sciences LLC v. BMW Grp. A/K/A BMW AG et al.*, No. 6:12-CV-412, filed Jun. 25, 2012; *American Vehicular Sciences LLC v. Hyundai Motor Co. et al.*, No. 6:12-CV-776, filed Oct. 15, 2012; *American Vehicular Sciences LLC v. Kia Motors Corp.*, No. 6:13-CV-148, filed Feb. 13, 2013; *American Vehicular Sciences LLC v. American Honda Motor Co., Inc. et al.*, No. 6:13-CV-226, filed Mar. 8, 2013; and *American Vehicular Sciences LLC v. Mercedes-Benz U.S. Intl., Inc.*, No. 6:13-CV-310, filed Apr. 3, 2013. Petitioner is a named defendant in the AVS 405 Litigation. The earliest that any of the defendants in the AVS 405 Litigation were served is July 20, 2012. Petitioner is not aware of any other litigations involving the ’697 patent. The petition in this proceeding was filed simultaneously with IPR2013-

00412, -00414, -00415, -00416, and -00417. A trial has been instituted on each. One of these petitions, IPR2013-00412, also relates to the '697 patent. The prior art references in that petition are directed to vehicles that transmit diagnostic codes and fault messages, while the prior art references in the present petition relate to vehicles that transmit emergency messages. While the other petitions do not address the '697 patent, they relate to patents that were asserted along with the '697 patent in the AVS 405 Litigation. Petitioner is not aware of any other pending administrative matter that would affect, or be affected by, a decision in this proceeding.

C. Counsel & Service Information (37 C.F.R. §§ 42.8(b)(3)-(4))

Lead Counsel: A. Antony Pfeffer (Reg. No. 43,857)

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Dated: March 3, 2014

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CERTIFICATE OF SERVICE

The undersigned hereby confirms that the foregoing *Petitioner's Mandatory Notices – Addition of Back-up Counsel* was served on March 3, 2014 via e-mail upon the following counsel of record for Patent Owner:

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