

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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TOYOTA MOTOR CORPORATION

Petitioner

v.

AMERICAN VEHICULAR SCIENCES LLC

Patent Owner

Patent No. 8,036,788

Issue Date: October 11, 2011

Title: VEHICLE DIAGNOSTIC OR PROGNOSTIC MESSAGE  
TRANSMISSION SYSTEMS AND METHODS

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

Case No. IPR2013-00417

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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 ’788 patent is currently the subject of the following litigations: *American Vehicular Sciences LLC v. Toyota Motor Corp. et al.*, No. 6:12-CV-405 (E.D. Tex.) (hereinafter, “AVS 405 Litigation”); *American Vehicular Sciences LLC v. BMW Grp. A/K/A BMW AG et al.*, No. 6:12-CV-412 (E.D. Tex.); *American Vehicular Sciences LLC v. Hyundai Motor Co. et al.*, No. 6:12-CV-776 (E.D. Tex.); *American Vehicular Sciences LLC v. Kia Motors Corp.*, No. 6:13-CV-148 (E.D. Tex.); *American Vehicular Sciences LLC v. American Honda Motor Co., Inc. et al.*, No. 6:13-CV-226 (E.D. Tex.).

Petitioner is a named defendant in the AVS 405 Litigation. The earliest that any of the defendants in the AVS 405 Litigation was served is July 20, 2012. Petitioner is not aware of any other litigations involving the ’788 patent. The petition in this proceeding was filed simultaneously with IPR2013-00412, -00413, -00414, -00415, and -00416. A trial has been instituted in each. While these proceedings do not address the ’788 patent, they relate to patents that were asserted along with the ’788 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))**

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Dated: March 3, 2014

DRAFT

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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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