#### UNITED STATES PATENT AND TRADEMARK OFFICE

## BEFORE THE PATENT TRIAL AND APPEAL BOARD

### TOYOTA MOTOR CORPORATION

Petitioner

v.

#### Patent of AMERICAN VEHICULAR SCIENCES

Patent Owner

Patent No. 5,845,000

Issue Date: December 1, 1998

Title: OPTICAL IDENTIFICATION AND MONITORING SYSTEM USING PATTERN RECOGNITION FOR USE WITH VEHICLES

### AMERICAN VEHICULAR SCIENCES LLC'S MANDATORY NOTICE INFORMATION (ADDITION OF BACK-UP COUNSEL AND UPDATE TO RELATED MATTERS)

Case No. IPR2013-00424

In accordance with the Board's Conduct of Proceedings Order dated February 4, 2014, Patent Owner American Vehicular Sciences ("Patent Owner") has added Christopher Scharff as back-up counsel in this proceeding, and submits the following updated mandatory notice information in accordance with 37 CFR § 42.8(b) to reflect the addition of Mr. Scharff as back-up counsel. Additionally, pursuant to 37 C.F.R. § 42.8(b)(2) submits additional related matters.

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

American Vehicular Sciences LLC is the owner of the entire interest in U.S. Patent No. 5,845,000 ("the '000 Patent"), and thus is a real-party-in-interest.

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

The Patent Owner identifies the following judicial and/or administrative matters that may affect, or may be affected by, a decision in this *Inter Partes* Review:

The '000 patent is asserted by the Patent Owner in the following litigations pending in the U.S. District Court for the Eastern District of Texas: *American Vehicular Sciences LLC v. Toyota Motor Corporation, et al.*, filed June 25, 2012 (6:2012cv00406) ("AVS 406 Litigation). *American Vehicular Sciences LLC v. BMW Group, et al.*, filed June 25, 2012 (6:2012cv00413). *American Vehicular Sciences LLC v. Mercedes-Benz U.S. Int'l, Inc.*, filed April 3, 2013 (6:2013cv308).). Petitioner is a named defendant in the AVS 406 Litigation. Patent

Owner is not aware of any other litigations involving the '000 patent. The

following applications claims the benefit of the '000 patent application's filing date

and are pending: 11/558,996, 11/619,863, 11/874,343 and 11/923,929. Since the

filing of Patent Owner's Mandatory Notice, Application No. 12/098,502 has issued

to US 8,538,636 and Application No. 13/185,770 has been abandoned, both which

claim benefit to the '000 patent application's filing date.

### C. Lead and Back-Up Counsel (37 C.F.R. § 42.8(b)(3))

Patent Owner designates the following counsel:

LEAD COUNSEL	BACK-UP COUNSEL
Name Thomas J. Wimbiscus	Name Scott P. McBride
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## D. Service Information (37 C.F.R. § 42.8(b)(4))

Please direct all correspondence regarding this proceeding to the lead counsel at the address listed above. Patent Owner also consents to electronic service by e-mail to AVS-IPR@mcandrews-ip.com.

The Patent Trial and Appeal Board is hereby authorized to charge any fees associated with this proceeding to Deposit Account 13-0017 (Customer ID 23446).

Respectfully submitted,

DATE: February 12, 2014

/Thomas J. Wimbiscus/

Thomas J. Wimbiscus Registration No. 36,059

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CUSTOMER NUMBER: 23446

# **CERTIFICATE OF SERVICE**

I hereby certify that American Vehicular Sciences, LLC's Mandatory Notice Information (Addition of Back-Up Counsel and Update to Related Matters) in Case IPR2013-00424 was served on this 12th day of February by electronic mail to the following:

> A. Antony Pfeffer apfeffer@kenyon.com Thomas R. Makin tmakin@kenyon.com ptab@kenyon.com Kenyon & Kenyon LLP One Broadway New York, NY 10004 Tel: 212-425-7200

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# CUSTOMER NUMBER: 23446

Date: February 12, 2014

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