

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MEDTRONIC, INC.
Petitioner

v.

NUVASIVE, INC.
Patent Owner

Case IPR2013-00506
Patent 8,361,156

PATENT OWNER NUVASIVE, INC.'S

NOTICE OF DEPOSITION OF CHUCK FORTHAUS

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

Pursuant to 37 C.R.R. § 42.53, Patent Owner NuVasive, Inc., by and through its counsel, hereby provides notice that it will conduct cross-examination by deposition of Chuck Forthaus, as agreed by the parties, commencing at 1:00 p.m. CDT on April 8, 2014, at the following location:

Midwest Litigation
711 N 11th St
St. Louis, MO, 63101

Counsel for Petitioner Medtronic, Inc. has represented that Mr. Forthaus 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, as agreed by the parties pursuant to 37 C.F.R. § 42.53.

Respectfully submitted,

Date: April 1, 2014

/Stuart A. Nelson/
Stuart A. Nelson, Reg. No. 63,947
For Patent Owner, NuVasive, Inc.

Customer Number 26171
Fish & Richardson P.C.
Telephone: (612) 337-2569

CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4) and 42.205(b), the undersigned certifies that on April 1, 2014, a complete and entire copy of this Patent Owner NuVasive, Inc.'s Notice of Deposition of Chuck Forthaus was provided via email to the Petitioner by serving the correspondence email addresses of record as follows:

Jeff E. Schwartz
1030 15th Street, NW
Washington, DC 20005

Seth A. Kramer
2000 Market Street, 20th Floor
Philadelphia, PA 19103

Email: ipdocket@foxrothschild.com

/ Edward G. Faeth /

Edward G. Faeth
Fish & Richardson P.C.
60 South Sixth Street, Suite 3200
Minneapolis, MN 55402
(202) 626-6420