Paper No. 32

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TARGET CORPORATION Petitioner

v.

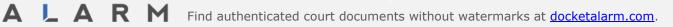
DESTINATION MATERNITY CORPORATION Patent Owner

> Case IPR2013-00533 Patent No. RE43,531

Before JENNIFER S. BISK, MICHAEL J. FITZPATRICK, and MITCHELL G. WEATHERLY *Administrative Patent Judges*.

DOCKET

PETITIONER'S NOTICE OF DEPOSITION OF DAVID BROOKSTEIN, Sc.D. PURSUANT TO 37 C.F.R. § 42.53(d)(2)



TO ALL PARTIES AND COUNSEL OF RECORD: PLEASE TAKE NOTICE THAT pursuant to 37 C.F.R. § 42.53(d)(2) and the parties' agreement, Petitioner Target Corporation shall take the testimony upon oral examination under oath of Patent Owner Destination Maternity Corporation's expert witness, Mr. David Brookstein, Sc.D.

The deposition will commence on Wednesday, July 16, 2014 at 9:00 AM at the offices of DLA Piper US LLP, One Liberty Place, 1650 Market Street, Suite 4900, Philadelphia, Pennsylvania 19103-7300. The deposition will be conducted upon oral examination before an officer duly authorized to administer oaths and will be recorded by stenographic and audio-visual means.

Dated: June 16, 2014

By: <u>/s/ Daniel M. Lechleiter</u> Daniel M. Lechleiter (Reg. No. 58,254) Norman J. Hedges (Reg. No. 44,151) Customer No. 27268 **FAEGRE BAKER DANIELS LLP** 300 N. Meridian St., Ste. 2700 Indianapolis, IN 46204-1750 Telephone: 317-237-0300 Facsimile: 317-237-1000 Norman.Hedges@FaegreBD.com Daniel.Lechleiter@FaegreBD.com

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I hereby certify that I caused a true and correct copy of the foregoing document be served via e-mail, as a PDF file attachment, on June 16, 2014 on the following:

Paul A. Taufer Michael L. Burns **DLA PIPER LLP (US)** One Liberty Place 1650 Market Street, Suite 4900 Philadelphia, Pennsylvania 19103-7300 Telephone: 215-656-3385 Facsimile: 215-606-3385 Paul.Taufer@dlapiper.com Michael.Burns@dlapiper.com

Stuart Pollack **DLA PIPER LLP (US)** 1251 Avenue of the Americas, 27th Fl. New York, NY 10020-1104 Stuart.Pollack@dlapiper.com

Dated: June 16, 2014

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By: <u>/s/ Daniel M. Lechleiter</u> Daniel M. Lechleiter **FAEGRE BAKER DANIELS LLP** 300 N. Meridian St., Ste. 2700 Indianapolis, IN 46204-1750 Telephone: 317-237-0300 Facsimile: 317-237-1000