

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

ZOLL LIFECOR CORPORATION  
Petitioner

v.

PHILLIPS ELECTRONICS NORTH AMERICA CORPORATION  
Patent Owner

---

Case IPR2013-00618  
Patent 5,607,454

---

**PETITIONER ZOLL LIFECOR CORPORATION'S  
UPDATE TO RELATED MATTERS UNDER 37 CFR § 42.8(b)(2)**

Petitioner, Zoll Lifecor Corporation (“Petitioner”), hereby submits the following additional information with respect to 37 C.F.R. § 42.8(b)(2).

**B. Related Matters under 37 CFR § 42.8(b)(2)**

Petitioner is not aware of any disclaimers or reexamination certificates for the ‘454 Patent. Petitioner has been named as a defendant in a litigation concerning the ‘454 Patent, Koninklijke Philips N.V. and Philips Electronics North America Corp. v. ZOLL Lifecor Corp, Civil No. 12-1369 (W.D.PA.) (“the Pennsylvania suit”). Lifecor has also petitioned—on the same day—for Inter Partes Review of other patents at issue in that litigation, U.S. Patent No. 5,735,879 (“the ‘879 Patent”, IPR2013-00613), U.S. Patent No. 5,749,905 (“the ‘905 Patent”, IPR2013-00616), U.S. Patent No. 6,047,212 (“the ‘212 Patent”, IPR2013-00615), U.S. Patent No. 5,593,427 (“the ‘427 Patent”, IPR2013-00606), U.S. Patent No. 5,836,978 (“the ‘978 Patent”, IPR2013-00609), U.S. Patent No. 5,749,904 (“the ‘904 Patent”, IPR2013-00607), and U.S. Patent No. 5,803,927 (“the ‘927 Patent”, IPR2013-00612) (collectively, “the Philips Waveform Patents,” all of which are owned by Koninklijke Philips N.V. and/or Philips Electronics North America Corp. (“Patent Owner” or “Philips”)).

Patent Owner has also asserted the ‘978, ‘927, ‘879, ‘212, ‘905, and ‘454 patents, which are currently asserted in the Pennsylvania suit, against ZOLL Medical Corp. in Koninklijke Philips N.V. & Philips Electronics North America

Corp. v. ZOLL Medical Corp., Civil No. 10-11041 (D. Mass.) (“the Massachusetts suit”). Petitioner ZOLL Lifecor Corp. and ZOLL Medical Corp. are separate and distinct corporate entities.

Respectfully submitted,

Date: January 3, 2014

/John C. Phillips/  
John C. Phillips  
Reg. No. 35,322

Fish & Richardson P.C.  
Telephone: (858) 678-4304  
Facsimile: (877) 769-7945

## CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4) and 42.205(b), the undersigned certifies that on January 3, 2014, a complete and entire copy of this Petitioner Zoll Lifecor Corporation's Update to Related Matters Under 37 CFR § 42.8(b)(2) was provided via email to the Patent Owner by serving the correspondence email address of record as follows:

J. Michael Jakes  
Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P.  
901 New York Avenue, NW  
Washington, DC 20001-4413

Denise W. DeFranco  
Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P.  
Two Seaport Lane, 6th Floor  
Boston, MA 02210-2001

Email: [mike.jakes@finnegan.com](mailto:mike.jakes@finnegan.com)  
[denise.defranco@finnegan.com](mailto:denise.defranco@finnegan.com)  
[PTABdocket@finnegan.com](mailto:PTABdocket@finnegan.com)  
[Philips-Zoll@finnegan.com](mailto:Philips-Zoll@finnegan.com)

/Diana Bradley/  
Diana Bradley  
Fish & Richardson P.C.  
60 South Sixth Street, Suite 3200  
Minneapolis, MN 55402  
(858) 678-5667