

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.  
Petitioner,

v.

EVOLUTIONARY INTELLIGENCE, LLC,  
Patent Owner

Patent No. 7,702,682

Issued: April 20, 2010

Filed: November 14, 2005

Inventor: Michael De Angelo

Title: SYSTEM AND METHOD FOR CREATING AND MANIPULATING  
INFORMATION CONTAINERS WITH DYNAMIC REGISTERS

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*Inter Partes* Reviews Nos. IPR2014-00079 and -00080

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**PATENT OWNER'S MANDATORY NOTICES**

**UNDER 37 C.F.R. § 42.8**

The Patent Owner, Evolutionary Intelligence LLC, hereby provides notice of the following mandatory notices.

**1. Real Party in Interest (§ 42.8(b)(1))**

The real party of interest is Evolutionary Intelligence LLC located at 719 Beacon Street, Newton, MA 02459.

**2. Other Proceedings (§ 42.8(b)(2))**

The '536 patent was the subject of the following civil actions in the Eastern District of Texas:

- 6:12-cv-00783-MHS-CMC *Evolutionary Intelligence, LLC v. Apple Inc.*
- 6:12-cv-00784-MHS-CMC *Evolutionary Intelligence, LLC v. Facebook, Inc.*
- 6:12-cv-00785-MHS-CMC *Evolutionary Intelligence, LLC v. Foursquare Labs, Inc.*
- 6:12-cv-00787-MHS-CMC *Evolutionary Intelligence, LLC v. Groupon, Inc.*
- 6:12-cv-00789-MHS-CMC *Evolutionary Intelligence, LLC v. LivingSocial, Inc.*
- 6:12-cv-00790-MHS-CMC (N.D. Cal.) *Evolutionary Intelligence, LLC v.*

*Millennial Media, Inc.*

- 6:12-cv-00791-MHS-CMC *Evolutionary Intelligence, LLC v. Sprint Nextel Corporation et al.*
- 6:12-cv-00792-MHS-CMC *Evolutionary Intelligence, LLC v. Twitter, Inc.*
- 6:12-cv-00794-MHS-CMC *Evolutionary Intelligence, LLC v. Yelp, Inc.*

These actions have been transferred to the Northern District of California.

They are currently identified as the following matters:

- *Evolutionary Intelligence LLC v. Apple, Inc.*, Civil Action No. 3:13-cv-4201-WHA
- *Evolutionary Intelligence LLC v. Facebook, Inc.*, Case No. 3:13-cv-4202-JSC;
- *Evolutionary Intelligence LLC v. FourSquare Labs, Inc.*, Case No. 3:13-cv-4203-EDL;
- *Evolutionary Intelligence LLC v. Groupon, Inc.*, Case No. 3:13-cv-4204-LB;
- *Evolutionary Intelligence LLC v. LivingSocial, Inc.*, Case No. 3:13-cv-4205-EDL;
- *Evolutionary Intelligence LLC v. Millennial Media, Inc.*, Case No. 5:13-cv-4206-HRL;

- *Evolutionary Intelligence LLC v. Twitter, Inc.*, Case No. 4:13-cv-4207-KAW;
- *Evolutionary Intelligence LLC v. Sprint Nextel Corp. et al.*, Case No. 3:13-cv-4513-JCS; and
- *Evolutionary Intelligence LLC v. Yelp Inc.*, Case No. 3:13-3587-DMR.

U.S. Patent No. 7,010,536 is the subject of the following concurrently filed petitions for *inter partes* review:

- IPR2014-00082 *Apple Inc. v. Evolutionary Intelligence LLC*.
- IPR2014-00083 *Apple Inc. v. Evolutionary Intelligence LLC*.
- IPR2014-00085 *Apple Inc. v. Evolutionary Intelligence LLC*.
- IPR2014-00086 *Apple Inc. v. Evolutionary Intelligence LLC*.
- IPR2014-00092 *Twitter Inc. and Yelp Inc. v. Evolutionary Intelligence LLC*.
- IPR2014-00093 *Facebook Inc. v. Evolutionary Intelligence LLC*.

U.S. Patent No. 7,702,682, a continuation of the above '536 patent, is the subject of the following concurrently filed petitions for *inter partes* review:

- IPR2014-00079 *Apple Inc. v. Evolutionary Intelligence LLC*.
- IPR2014-00080 *Apple Inc. v. Evolutionary Intelligence LLC*.

### 3. Designation of Lead and Backup Counsel

<u>Lead Counsel</u>	<u>Backup Counsel</u>
Anthony J. Patek Reg. No. 66,463 Gutride Safier LLP 835 Douglass Street San Francisco, CA 94114 anthony@gutridesafier.com Ph: (415) 639-9090 Fax: (415) 449-6469	Seth Safier (Subject to motion to appear <i>pro hac vice</i> ) Gutride Safier LLP 835 Douglass Street San Francisco, CA 94114 seth@gutridesafier.com Ph: (415) 336-6545 Fax: (415) 449-6469

Patent Owner expects to seek permission to move for admission of Seth Safier as backup counsel *pro hac vice*.

### 4. Service Information (§ 42.8(b)(4))

Service on Patent Owner may be made by electronic mail to Gutride Safier LLP at the email addresses above and [pto@gutridesafier.com](mailto:pto@gutridesafier.com). Alternatively,

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