

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NETFLIX, INC.

Petitioner

v.

OPENTV, INC.

Patent Owner

Case IPR2014-00267

U.S. Patent 7,409,437

**PATENT OWNER'S UPDATED
MANDATORY NOTICES PURSUANT TO 37
C.F.R. § 42.8**

Pursuant to 37 C.F.R. § 42.8(a)(3), Patent Owner OpenTV, Inc. (“OpenTV”) hereby submits the following mandatory notices in connection with Netflix, Inc.’s Petition for *Inter Partes* Review of U.S. Patent No. 7,409,437, Case No. IPR2014-00267.

I. OPENTV'S POWER OF ATTORNEY

A Power of Attorney appointing new lead and back-up counsel is being filed concurrently with these Notices.

II. OPENTV'S MANDATORY NOTICES

(a) 37 C.F.R. § 42.8(b)(1): Real Party-in-Interest

The real party in interest is OpenTV, Inc.

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

OpenTV identifies the following judicial matter that would affect, or be affected by, a decision in this proceeding: *OpenTV, Inc. v. Netflix, Inc.*, Case No. 1:12-cv-01733 (D. Del.).

In further compliance with 37 C.F.R. § 42.8(b)(2)—as clarified in Response to Comment No. 34 to the Final Rules of Practice for Trials Before the Patent Trial and Appeal Board and Judicial Review of Patent Trial and Appeal Board Decisions, 77 Fed. Reg. 157 at 48629 (Aug. 14, 2012)—OpenTV identifies the following judicial matter that may affect, or may be affected by, a decision in this proceeding: *OpenTV, Inc. v. Netflix, Inc., et al.*, Request No. KG RK 13-1834 (The Hague District Court, The Netherlands), relating to EP 0 885 525, a European patent that claims priority to a parent of U.S. Patent No. 7,409,437.

(c) **37 C.F.R. § 42.8(b)(3) and (4): Lead and Back-Up Counsel and Service Information**

OpenTV designates the following counsel to transact all business in the United States Patent & Trademark Office associated with the above-captioned Petition for *Inter Partes* Review of U.S. Patent No. 7,409,437:

Lead Counsel	Back-up Counsel
Erika H. Arner (Reg. No. 57,540) erika.arners@finnegan.com Finnegan, Henderson, Farabow, Garrett & Dunner, LLP 11955 Freedom Drive Reston, VA 20190 Phone: (571)203-2754 Fax: (202) 408-4400	Joshua L. Goldberg (Reg. No. 59,369) joshua.goldberg@finnegan.com Finnegan, Henderson, Farabow, Garrett & Dunner, LLP 901 New York Ave, NW Washington, DC 20001 Phone: (202) 408-6092 Fax: (202) 408-4400

Please address all correspondence regarding this proceeding to lead and back-up counsel. OpenTV also consents to electronic service by email.

Date: March 26, 2014

Respectfully submitted,

/s/ Erika H. Arner

Erika H. Arner (Reg. No. 57,540)
Joshua L. Goldberg (Reg. No. 59,369)
Finnegan, Henderson, Farabow,
Garrett & Dunner, LLP
11955 Freedom Drive
Reston, VA 20190
Phone: (571)203-2754
Fax: (202) 408-4400

Attorneys For Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Patent Owner's Updated Mandatory Notices Pursuant to 37 C.F.R. § 42.8 was served on March 26, 2014 via FedEx Express and email directed to counsel of record for the Petitioner at the following:

Andrew S. Ehmke
andy.ehmke.ipr@haynesboone.com
Scott Jarratt
scott.jarratt.ipr@haynesboone.com
HAYNES AND BOONE, LLP
2323 Victory Ave., Suite 700
Dallas, Texas 75219

/s/ Jacob T. Mersing