

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEALS BOARD

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BROSE NORTH AMERICA, INC.  
and  
BROSE FAHRZEUGTEILE GMBH & CO. KG, HALLSTADT,  
Petitioners

v.

UUSI, LLC  
Patent Owner

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Case No. IPR2014-00416  
Patent No. 8,217,612

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**PETITIONERS' NOTICE OF PROPOSED MOTIONS**

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An initial conference call is scheduled for September 4, 2014, at 1:00 PM (ET) among the Board, Petitioners Brose North America, Inc. and Brose Fahrzeugteile GmbH & Co. KG, Hallstadt (“Brose”), and Patent Owner UUSI, LLC (“UUSI”) (collectively, the “Parties”). Pursuant to the Office Patent Trial Practice Guide, 77 Fed. Reg. 48756, 48765–66 (Aug. 14, 2012), Brose hereby submits the following notice of proposed motions it may file in this IPR proceeding.

Brose’s list is provided without prejudice to its right to seek authorization from the Board to file additional motions or decide not to file any of the listed motions. Brose requests that the Board permit it to submit an opposition to any motion(s) filed by UUSI.

### **1. Motion to Submit Supplemental Information**

Brose seeks authorization to file a motion under 37 C.F.R. § 42.123(a) to submit supplemental information, *viz.*: (1) U.S. Patent No. 6,404,158; (2) U.S. Patent Pub. No. 2002/0121872; and (3) U.S. Patent Pub. No. 2002/0101210, all of which are related to the ’802 patent, identify UUSI as assignee, and are relevant to the construction of instituted claims of the ’802 patent.<sup>1</sup> Patent owner does not oppose Brose’s motion.

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<sup>1</sup> The one-month deadline under 37 C.F.R. 42.123 to seek authorization for this motion was waived by the Board, without patent owner objection, so that the request for authorization could be made during the September 4, 2014

## 2. Motion to Permit Appearance of Additional Attorney on *Pro Hac Vice* Basis

Brose seeks authorization to file a motion under 37 C.F.R. § 42.10(c) seeking to have its attorney Luke Dauchot, P.C. of Kirkland & Ellis LLP appear *pro hac vice* in this IPR proceeding.

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Brose does not anticipate any additional motions at this time. Brose reserves its right to seek authorization from the Board to file motions as appropriate. *See* Office Patent Trial Practice Guide, 77 Fed. Reg. at 48765 (“Submission of a list would not preclude the filing of additional motions not contained in the list.”).

In addition, Brose notes that Webasto Roof Systems, Inc. has filed a motion to partially join its own petition regarding the '612 patent with Brose's petition. *Webasto Roof Systems, Inc. v. UUSI, LLC*, IPR2014-00648, Paper No. 11 (Aug. 29, 2014). Brose will be prepared to discuss Webasto's request during the initial conference call.

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conference call. *See* Order on Conduct of Proceeding, Paper No. 14 (Aug. 27, 2014).

Date: September 2, 2014

Respectfully submitted,

*/s/ Craig Leavell*

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Craig Leavell (Reg. No. 48505)

Alyse Wu (Reg. No. 68926)

KIRKLAND & ELLIS LLP

300 North LaSalle Street

Chicago, Illinois 60654

P: 312-862-2000

F: 312-862-2200

craig.leavell@kirkland.com

alyse.wu@kirkland.com

*Attorneys For Petitioners*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing **PETITIONERS' NOTICE OF PROPOSED MOTIONS** was served on September 9, 2014 via electronic mail upon the following:

Monte L. Falcoff  
Michael R. Nye  
HARNESS, DICKEY & PIERCE, P.L.C.  
5445 Corporate Drive, Suite 200  
Troy, Michigan 48098  
plloyd@hdp.com  
mnye@hdp.com

*Attorneys for Patent Owner UUSI, LLC*

Respectfully submitted,

*/s/ Craig Leavell*

Craig Leavell (Reg. No. 48505)

Alyse Wu (Reg. No. 68926)

*Attorneys For Petitioners*