

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MERCEDES-BENZ USA, LLC

Petitioner

v.

AMERICAN VEHICULAR SCIENCES, LLC

Patent Owner

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Case No. IPR2014-00646

Patent No. 6,772,057

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**PETITIONER'S MANDATORY NOTICES –  
ADDITION OF BACKUP COUNSEL  
37 C.F.R. § 42.8**

Petitioner Mercedes-Benz USA, LLC (“Petitioner”) hereby provides notice that it has added Jonathan R. DeFosse as back-up counsel in this proceeding. Pursuant to 37 C.F.R. § 42.8(a)(3), Petitioner’s updated mandatory notices are below, reflecting the addition of Mr. DeFosse.

**MANDATORY NOTICES (37 C.F.R. § 42.8)**

**A. Real Party-In-Interest (37 C.F.R. § 42.8(b)(1))**

Petitioner, Mercedes-Benz USA LLC, and Mercedes-Benz U.S. International, Inc. (“MBUSI”) are the real-parties-in-interest.

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

The ’057 patent has been asserted by Patent Owner in the following litigations: *American Vehicular Sciences LLC v. Toyota Motor Corp. et al.*, 12-CV-410 (E.D. Tex.); *American Vehicular Sciences LLC v. BMW Group et al.*, 12-CV-415 (E.D. Tex.); *American Vehicular Sciences LLC v. Subaru of Am., Inc.*, 13- CV-230 (E.D. Tex.); and *American Vehicular Sciences LLC v. Mercedes-Benz U.S. International, Inc. et al.*, 13-CV-309 (E.D. Tex.). Petitioner and MBUSI were named as defendants in the 309 Litigation and served with a Summons and Complaint in that action on April 17, 2013. On July 22, 2013, they were served with infringement contentions in that proceeding. (Ex. 1015, p. 6.) Pending U.S. Patent App. No. 11/923,929 and numerous other patents and applications claim the benefit of the application from which the ’057 patent issued. The ’057 patent is

currently the subject of IPR2013-00419 (instituted January 13, 2014). Petitioner is not aware of any other pending administrative matter that would affect, or be affected by, a decision in this proceeding. Petitioner is simultaneously filing petitions seeking *inter partes* review of four other patents currently assigned to AVS: U.S. Patent No. 5,845,000; U.S. Patent No. 6,738,697; U.S. Patent No. 6,746,078; and U.S. Patent No. 7,630,802. These petitions do not address the '057 patent, but do involve the same patent owner and Petitioner.

**C. Counsel & Service Information (37 C.F.R. §§ 42.8(b)(3)-(4))**

Lead Counsel: Scott W. Doyle (Reg. No. 39176)

Back-up Counsel: Jonathan R. DeFosse (admitted *pro hac vice*)

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Dated: June 20, 2014

/Scott W. Doyle/  
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## CERTIFICATE OF SERVICE

The undersigned hereby confirms that the foregoing **PETITIONER'S MANDATORY NOTICES – ADDITION OF BACK-UP COUNSEL** was served on June 20, 2014, via electronic mail upon the following:

Thomas J. Wimbiscus (Reg. No. 36,059)  
Scott P. McBride (Reg. No. 42,853)  
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