

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MERCEDES-BENZ USA, LLC

Petitioner

v.

AMERICAN VEHICULAR SCIENCES, LLC

Patent Owner

Case No. IPR2014-00647

Patent No. 5,845,000

**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 ’000 patent is currently the subject of the following litigations:

American Vehicular Sciences LLC v. Toyota Motor Corp. et al., No. 6:12-CV-406 (E.D. Tex.) (“AVS 406 Litigation”); *American Vehicular Sciences LLC v. Mercedes-Benz U.S. Int’l, Inc.*, Case No. 6:13-CV-308 (E.D. Tex.); and *American Vehicular Sciences LLC v. BMW Group*, Case No. 6:12-CV-413 (E.D. Tex.).

Petitioner and MBUSI were named as defendants in the 308 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. 1012, p. 6.) Pending U.S. Patent App. No. 11/558,996 and numerous other patents and applications claim the benefit of the application from which the ’000 patent issued. The ’000 patent is currently the subject of IPR2013-00424 (instituted

January 14, 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. 6,772,057; 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 '000 patent, but 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

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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:

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