

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MEDTRONIC, INC. and MEDTRONIC VASCULAR, INC.
Petitioners

v.

MARITAL DEDUCTION TRUST
Patent Owner

Case IPR2014-00695
Patent 5,593,417

PATENT OWNER'S INITIAL MANDATORY NOTICES

Pursuant to 37 C.F.R. § 42.8(a), the Patent Owner submits the following Mandatory Notices.

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

Endotach LLC is the exclusive licensee of all substantial interests in U.S. Patent No. 5,593,417 (“the ’417 patent”). For purposes of full disclosure, Endotach LLC is a wholly owned subsidiary of Acacia Research Group LLC, which is a subsidiary of Acacia Research Corp., a publicly traded company.

The Marital Deduction Trust, created under the Valentine J. Rhodes Revocable Trust, is the owner of the ’417 Patent.

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

The following judicial and administrative matters, in which the ’417 patent is at issue, may affect or be affected by a decision in this proceeding:

(a) *Inter Partes* Review No. IPR2014-00100, filed by the same Petitioners as the present Petition on October 31, 2013, instituted by the Board on March 25, 2014, and presently pending before the Board;

(b) *Endotach LLC v. Cook Medical Incorporated*, Civil Action No. 1:13-cv-1135, pending in the Southern District of Indiana, Indianapolis Division;

(c) *Endotach LLC v. Medtronic, Inc. and Medtronic Vascular, Inc.*, Civil Action No. 5:13-cv-3292, pending in the Northern District of California, San Jose

Division, and presently stayed pending resolution of *Inter Partes* Review No. IPR2014-00100; and

(d) *Endotach LLC v. W.L. Gore & Associates, Inc.*, Civil Action No. 3:12-cv-00308, filed in the Northern District of Florida, Pensacola Division, now resolved.

3. Lead and Back-Up Counsel (37 C.F.R. § 42.8(b)(3))

Pursuant to 37 C.F.R. §§ 42.8(b)(3) and 42.10(a), Patent Owner provides the following designation of counsel:

<p>Lead Counsel:</p> <p>Matthew Phillips (Reg. No. 43,403) Renaissance IP Law Group LLP 9600 S.W. Oak St. Suite 560 Portland, OR 97223 Phone: (503) 419-6425 Fax: (503) 517-9919 matthew.phillips@renaissanceiplaw.com</p>	<p>Back-up Counsel:</p> <p>Brett M. Pinkus (Reg. No. 59,980) Friedman, Suder & Cooke 604 E. Fourth Street, Suite 200 Fort Worth, TX 76102 Phone: (817) 334-0400 Fax: (817) 334-0401 pinkus@fsclaw.com</p> <p>Jonathan T. Suder (<i>pro hac vice</i> to be filed) Friedman, Suder & Cooke 604 E. Fourth Street, Suite 200 Fort Worth, TX 76102 Phone: (817) 334-0400 Fax: (817) 334-0401 jts@fsclaw.com</p>
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Pursuant to 37 C.F.R. § 42.10(b), Power of Attorneys for lead and back-up counsel are filed concurrently, as is a Motion for *Pro Hac Vice* Admission of back-up counsel Jonathan T. Suder pursuant to 37 C.F.R. § 42.10(c).

4. Service Information (37 C.F.R. § 42.8(b)(4))

Service of any documents via hand-delivery may be made at the postal mailing address for the respective lead or back-up counsel designated above with courtesy copies to each of their respective email addresses.

5. Payment of Fees under 37 C.F.R. § 42.103

The undersigned authorizes the U.S. Patent and Trademark Office to charge any applicable fees associated with this proceeding to Deposit Account No. 50-5836.

Respectfully submitted,

Date: 2014 May 16

By: / M.C. Phillips /

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CERTIFICATE OF SERVICE

I hereby certify that on May 16, 2014, copies of the foregoing PATENT OWNER'S INITIAL MANDATORY NOTICES and all documents filed with it were served via electronic mail, as agreed to by counsel, upon the following counsel for the Petitioner:

Jack Barufka: jack.barufka@pillsburylaw.com

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/ M.C. Phillips /

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