

Petition for *Inter Partes* Review of  
U.S. Reissued Patent No. RE42,368

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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Cisco Systems, Inc.  
Petitioner

v.

Capella Photonics, Inc.  
Patent Owner

Patent No. RE42,368  
Filing Date: June 15, 2010  
Reissue Date: May 17, 2011

Title: RECONFIGURABLE OPTICAL ADD-DROP MULTIPLEXERS WITH  
SERVO CONTROL AND DYNAMIC SPECTRAL POWER MANAGEMENT  
CAPABILITIES

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*Inter Partes* Review No. 2014-01166

**Cisco Systems Inc.'s Updated Notice of Lead and Backup Counsel Pursuant to  
37 C.F.R. §42.8(a)(3)**

Petition for *Inter Partes* Review of  
U.S. Reissued Patent No. RE42,368

Pursuant to 37 C.F.R. § 42.8(a)(3), Petitioner Cisco Systems, Inc., hereby submits the following updated notice in regard to the Petition for *Inter Partes* Review of United States Reissued Patent No. RE42,368, filed on April 4, 2014. A power of attorney for both Wayne O. Stacy and Matthew J. Leary is already of record at Paper No. 1.

**1. Lead and Back-Up Counsel under 37 C.F.R. § 42.8(a)(3).**

The Petitioner designates the following lead and back-up counsel in order to change lead counsel from Orion Armon to Wayne Stacy:

LEAD COUNSEL	BACK-UP COUNSEL
Wayne O. Stacy (Reg. No. 45,125) Cooley LLP 380 Interlocken Crescent, Suite 900 Broomfield, CO 80021 Tel:720-566-4125 Fax:720-566-4099 <a href="mailto:wstacy@cooley.com">wstacy@cooley.com</a>	Matthew J. Leary (Reg. No. 58,593) Cooley LLP 380 Interlocken Crescent, Ste. 900 Broomfield, CO 80021 Tel:720-566-4125 Fax:720-566-4099 <a href="mailto:CapellaCisco@cooley.com">CapellaCisco@cooley.com</a>

Mr. Armon was inadvertently designated as lead counsel in the PRPS system despite Mr. Stacy's designation as lead in Cisco's petition. Mr. Armon, Mr. Stacy, and Mr. Leary are all attorneys at Cooley LLP. No other information regarding 37 C.F.R. §42.8(b) has changed.

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Dated: November 5, 2014

COOLEY LLP  
ATTN: Wayne O. Stacy  
1299 Pennsylvania Ave., NW, Suite 700  
Washington, DC 20004  
Tel: (703) 456-8000  
Fax: (202) 842-7899

Respectfully submitted,  
**COOLEY LLP**

By: / Matthew J. Leary /  
Matthew J. Leary  
Reg. No. 58,593  
Back-up Counsel

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**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. §§ 42.6(e) and 42.105(b), the undersigned certifies that on November 5, 2014, a complete and entire electronic copy of this **Updated Notice Pursuant to 37 C.F.R. §42.8(a)(3) for *Inter Partes* Review No. 2014-01166**, was served electronically via email in its entirety on the following counsel of record for Patent Owners:

Robert Greene Sterne (Lead Counsel)  
Jon E. Wright (Backup Counsel)  
Jason D. Eisenberg (Backup Counsel)

STERNE, KESSLER, GOLDSTEIN & Fox P.L.L.C.  
1100 New York Avenue, N. W.  
Washington, D.C. 20005  
E-mails:  
[rsteme-PTAB@skgf.com](mailto:rsteme-PTAB@skgf.com)  
[jwright-PTAB@skgf.com](mailto:jwright-PTAB@skgf.com)  
[jasone-PTAB@skgf.com](mailto:jasone-PTAB@skgf.com)

By: / Matthew J. Leary /  
Matthew J. Leary  
Reg. No. 58,593  
Back-up Counsel

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