| Paper : | No | _ | |
|---------|---------|-----|------|
| Filed: | January | 28, | 2016 |

| UNITED STATES | PATENT AND TRAI | DEMARK OFFICE |
|---------------|-------------------|---------------|
| BEFORE THE PA | ATENT TRIAL AND A | APPEAL BOARD |
| ROBERT E | BOSCH LLC and DAI | MLER AG, |

Petitioner

v.

ORBITAL AUSTRALIA PTY LTD.,

Patent Owner

Case IPR2015-01259

U.S. Patent 5,655,365

PETITIONER'S UPDATED EXHIBIT LIST



Further to 37 C.F.R. § 42.63(e), Petitioner Robert Bosch LLC and Daimler

AG, hereby submit a current listing of Petitioner's Exhibits to counsel for Patent Owner Orbital Australia Pty Ltd.

| Filed Exhibits | Description |
|-----------------------|---|
| Exhibit 1001 | U.S. Patent No. 5,655,365 to David Richard Worth et al. ("Worth"). |
| Exhibit 1002 | U.S. Patent No. 5,233,831 to Hitomi ("Hitomi"). |
| Exhibit 1003 | U.S. Patent No. 3,865,089 to Eichler et al. ("Eichler '089"). |
| Exhibit 1004 | U.S. Patent No. 3,572,298 to Onishi ("Onishi"). |
| Exhibit 1005 | U.S. Patent No. 4,276,745 to Takada et al. ("Takada"). |
| Exhibit 1006 | U.S. Patent No. 3,799,134 to Griese ("Griese"). |
| Exhibit 1007 | Bernhardt, W E., <i>Methods for Fast Catalytic System Warm-Up During Vehicle Cold Starts</i> , Society of Automotive Engineers, 400 Commonwealth Dr., Warrendale, PA, 15096, USA, 1972. (" <i>Bernhardt</i> "). |
| Exhibit 1008 | Declaration of Dr. Ron Matthews. |
| Exhibit 1009 | Amended Complaint filed in <i>Orbital Australia Pty Ltd. and Orbital Fluid Technologies, Inc., v. Daimler AG, Mercedes-Ben USA LLC, Mercedes-Ben US International Inc., Robert Bosch GMBH, and Robert Bosch LLC,</i> Case No. 3:14-cv-808-REP (E.D. Va.). |
| Exhibit 1010 | GB Patent No. 1447791 to Eichler et al. ("Eichler '791"). |
| Exhibit 1011 | U.S. Patent No. 4,926,806 to Ahern ("Ahern"). |
| Exhibit 1012 | Patent Prosecution History of U.S. Patent No. 5,655,365 (U.S. App. Ser. No. 08/446,739). |
| Exhibit 1013 | U.S. Patent No. 6,581,572 to Hurley ("Hurley"). |
| Exhibit 1014 | Orbital's Proposed Claim Constructions filed in <i>Orbital</i> Australia Pty Ltd. and Orbital Fluid Technologies, Inc., v. Daimler AG, Mercedes-Ben USA LLC, Mercedes-Benz US International Inc., Robert Bosch GMBH, and Robert Bosch LLC, Case No. 3:14-cv-808-REP (E.D. Va.). |
| Exhibit 1015 | United States Patent No. 5,050,551 to Morikawa ("Morikawa"). |
| Exhibit 1016 | Served |



| Exhibit 1017 | Served |
|--------------|--------|
| Exhibit 1018 | Served |
| Exhibit 1019 | Served |
| Exhibit 1020 | Served |
| Exhibit 1021 | Served |

| Served Exhibits | Description |
|--------------------|---|
| Exhibit 1016 | Bernhardt, W.E. and Hoffman, E., <i>Methods for Fast Catalytic System Warm-Up During Vehicle Cold Starts</i> , paper 720481, Society of Automotive Engineers, Inc., Inter-Industry Emission Control (IIEC) Progress Report May 1972, SP-370, includes Table of Contents listing paper 720481; includes University of Kentucky Library stamp and related card catalog identifiers. |
| Exhibit 1017 | Bernhardt, W.E. and Hoffman, E., <i>Methods for Fast Catalytic System Warm-Up During Vehicle Cold-Starts</i> , paper 720481, SAE Transactions, Society of Automotive Engineers, Inc., Two Pennsylvania Plaa, New York, NY 10001, volume published in 1973, pp. 1654-67; includes Table of Contents; volume submitted to the Library of Congress, Catalog Card Number 12-14987, stamped May 24, 1974. |
| Exhibit 1018 | Cumulative Index of SAE Technical Papers 1965-1978, Subject, Author, Chronological, 5 th edition, Society of Automotive Engineers, Inc., 400 Commonwealth Drive, Warrendale, PA 15096; published August 1979; lists Library of Congress Card Catalog Number: 79-90723: provides instructions for ordering a copy of all SAE technical papers listed in the index; Index includes, at p. 782, a citation to paper 720481 (SP-370) <i>Methods for Fast catalytic System Warm-Up During Vehicle Cold Starts</i> . W.E. Bernhardt and E. Hoffman, Volkswagenwerk AG. SAE Trans. Vol. 81. |
| Exhibit 1019 | Declaration of Alana Bevan. |
| Exhibit 1020 | Declaration of Catherine Alexandrovna Vassilkova. |
| Exhibit 1021 | Email communication between Petitioner and Maria Vignone, Paralegal Operations Manager at the Patent Trial and Appeal Board, dated October 20-21, 2015 regarding Petitioner's request to submit additional documents to the Board. |



Respectfully submitted,

Dated: January 28, 2016 By: <u>/Aaron L. Parker/</u>

Aaron L. Parker, Backup Counsel Registration No. 50,785

Counsel for Petitioner Robert Bosch LLC and Daimler AG



CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **Petitioner's Updated Exhibit List and Exhibits 1016 through 1021** were served on January 28, 2016, via email directed to counsel of record for the Patent Owner at the following:

David M. Magee mageed@pepperlaw.com

Andrew W. Schultz schultza@pepperlaw.com

Pepper Hamilton LLP 125 High Street 19th Floor, High Street Tower Boston, MA 02110

> /Ashley F. Cheung/ Ashley F. Cheung Case Manager

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, LLP

