

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ASML NETHERLANDS B.V., EXCELITAS TECHNOLOGIES CORP., AND
QIOPTIQ PHOTONICS GMBH & CO. KG,
Petitioners

v.

ENERGETIQ TECHNOLOGY, INC.,
Patent Owner

Case IPR2015-01277
U.S. Patent No. 8,309,943

**PATENT OWNER'S UPDATED MANDATORY NOTICE
PURSUANT TO 37 C.F.R. § 42.8**

Patent Owner of U.S. Patent No. 8,309,943 hereby files the following updated Mandatory Notice pursuant to 37 C.F.R. § 42.8(b)(2). The Mandatory Notices required pursuant to 37 C.F.R. §§ 42.8(b)(1), (b)(3), and (b)(4) remain unchanged by this filing.

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

The following judicial or administrative matters would or may affect, or be affected by, a decision in this proceeding.

U.S. Patent No. 8,309,943 is currently involved in the following litigation:

Energetiq Technology, Inc. v. ASML Netherlands B.V., Excelitas Technologies Corp. and Qioptiq Photonics GMBH & Co. KG, 1:15-cv-10240-LTS (D. Mass.), filed January 30, 2015.

The following patents and pending patent application may affect, or be affected by, a decision in this proceeding:

- (a) U.S. Patent No. 7,435,982
- (b) U.S. Patent No. 7,786,455
- (c) U.S. Patent No. 7,989,786
- (d) U.S. Patent No. 8,309,943 (this patent)
- (e) U.S. Patent No. 8,525,138
- (f) U.S. Patent No. 8,969,841
- (g) U.S. Patent No. 9,048,000
- (h) U.S. Patent No. 9,185,786
- (i) U.S. Patent Application No. 14/867,159

The following Inter Partes Review petitions have been filed in relation to this proceeding and may affect, or be affected by, a decision in this proceeding:

- (a) IPR2015-01277 (U.S. Patent No. 8,309,943) (this proceeding)
- (b) IPR2015-01279 (U.S. Patent No. 7,786,455)
- (c) IPR2015-01300 (U.S. Patent No. 7,435,982)
- (d) IPR2015-01303 (U.S. Patent No. 7,435,982)
- (e) IPR2015-01362 (U.S. Patent No. 8,969,841)
- (f) IPR2015-01368 (U.S. Patent No. 8,525,138)
- (g) IPR2015-01375 (U.S. Patent No. 9,048,000)
- (h) IPR2015-01377 (U.S. Patent No. 7,435,982)
- (i) IPR2016-00126 (U.S. Patent No. 9,048,000)
- (j) IPR2016-00127 (U.S. Patent No. 8,969,841)

Respectfully submitted,
Proskauer Rose LLP

/ Joseph A. Capraro Jr. /
Joseph A. Capraro Jr., Reg. No. 36,471
Attorney for Patent Owner

Date: November 12, 2015
PROSKAUER ROSE LLP
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CERTIFICATE OF SERVICE

The undersigned certifies that on November 12, 2015 the PATENT OWNER'S UPDATED MANDATORY NOTICE PURSUANT TO 37 C.F.R. § 42.8 are being served pursuant to 37 C.F.R. § 42.6 electronically on Petitioner (by consent of the parties) to the following email addresses:

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/ Gregory J. Penoyer /
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