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INTELLECTUAL PROPERTY LAW

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July 21, 2015

(Electronically Filed)  
Ms. Breck A. Reitter, Trial Paralegal  
Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P O Box 1450  
Alexandria, VA 22313-1450

Re: Case IPR2015-01553

Dear Ms. Reitter:

Pursuant to the Notice Of Filing Date Accorded To Petition And Time For Filing Patent Owner Preliminary Response mailed July 17, 2015, the above-identified petition for *inter partes* review was accorded the filing date of July 3, 2015. However, a review of the petition identified a defect in that the claims chart allegedly contains arguments on page 56.

Petitioner appreciates being accorded the July 3, 2015 filing date and both the identification of the defect and an explanation of how it can be addressed. Accordingly, the phrases "Optional ingredients are not limitations. But if a limitation:" and "Not a limitation. But if a limitation:" on page 56 of the claim chart have been deleted in their entireties. Other than this deletion, Petitioner has changed the title to reflect a "corrected" petition, changed the caption to match that provided in the Notice, updated the certificate of service, and amended the header to include the IPR number and corrected title. No other changes have been made to the petition and no new matter was introduced. The corrected petition is also being re-served on the parties identified in the certificate of service.

The notice, mailed July 17, 2015, set a five business day time period for correction of the defect and therefore the filing of this corrected petition should be considered in compliance therewith. Should you or the Board have any further questions in connection with this matter, please do not hesitate to contact lead counsel, William L. Mentlik or me.

Sincerely yours,

LERNER, DAVID, LITTENBERG,  
KRUMHOLZ & MENTLIK, LLP

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Counsel for Petitioner

MHT/kat

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing was served this  
21ST day of July, 2015, as follows:

**VIA FEDEX**

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Dated: July 21, 2015

By: s/Michael H. Teschner/  
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