

**UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD**

HARVEST TRADING GROUP, INC.

Petitioner,

v.

VIREO SYSTEMS, INC. and
UNEMED CORPORATION

Patent Owner.

Case IPR2016-00947

Patent 8,962,685

**MOTION TO ACT TO THE EXCLUSION OF A CO-OWNER
UNDER 37 C.F.R. § 42.9(b)**

Vireo Systems, Inc. (“Vireo”), co-owner of U.S. Patent No. 8,962,685 (the “’685 Patent”), pursuant to 37 C.F.R. § 42.9(b), moves to act to the exclusion of patent co-owner, Board of Regents of the University of Nebraska (“University”) and UNeMed Corporation (“UNeMed”), as holder of all of University’s substantial rights in the ‘685 Patent.

University has granted UNeMed all of its substantial rights to the ‘685 Patent, including the exclusive rights to license the University’s rights to the ‘685 Patent. Exhibit A, Declaration of Michael Dixon, ¶ 4. UNeMed, in turn, licensed certain of its rights in the ‘685 Patent to Vireo. Exhibit A, ¶ 5. UNeMed has

voluntarily consented to Vireo prosecuting IPR proceeding IPR2016-00947 to the exclusion of UNeMed. Exhibit A, ¶ 6. UNeMed also believes that its interest will be adequately represented by Vireo, and that Vireo acting to the exclusion of UNeMed in IPR2016-00947 is in the interests of justice and efficiency. Exhibit A, ¶ 7.

Respectfully submitted,

**BRADLEY ARANT BOULT
CUMMINGS LLP**

Dated: May 17, 2016

By: _____

Stephen H. Hall

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I, Stephen H. Hall, certify that on this 17th day of May 2016, a copy of this

MOTION TO ACT TO THE EXCLUSION OF A CO-OWNER UNDER 37 C.F.R. §42.9(b)

was filed with the Patent Trial and Appeal Board via PRPS and served upon the below-listed counsel by Federal Express:

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EXHIBIT A

UNITED STATES PATENT AND TRADEMARK OFFICE
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HARVEST TRADING GROUP, INC.

Petitioner,

v.

**VIREO SYSTEMS, INC. and UNEMED
CORPORATION**

Patent Owner.

Case IPR2016-00945

Patent 8,354,450

and

Case IPR2016-00947

Patent 8,962,685

DECLARATION OF MICHAEL DIXON

I, Michael Dixon, under penalty of perjury, declare:

1. I am over the age of eighteen (18) and have personal knowledge of the matters set forth herein.
2. I am the President and CEO of UNeMed Corporation ("UNeMed"), a corporation organized under the laws of the State of Nebraska. I have been President of UNeMed since April 2009. I have been CEO since May 2011.
3. I have personal knowledge of the facts set forth in this Declaration.
4. UNeMed is the exclusive licensee of patent rights owned by the Board of Regents of the University of Nebraska with a worldwide commercial license with

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