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Filed on behalf of: VirnetX Inc.

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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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BLACK SWAMP IP, LLC  
Petitioner

v.

VIRNETX INC.  
Patent Owner

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Case IPR2016-00957  
Patent 7,921,211

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

VirnetX Inc., the Patent Owner, provides the following mandatory notices pursuant to 37 C.F.R. § 42.8.

**I. Real Party-in-Interest**

Pursuant to 37 C.F.R. § 42.8(b)(1), the real party-in-interest is VirnetX Inc., the assignee of record for U.S. Patent No. 7,921,211 (“the ’211 patent”).

**II. Related Matters**

Patent Owner identifies the following matters that may be deemed related pursuant to 37 C.F.R. § 42.8(b)(2).

**A. Proceedings Before the USPTO Involving the Patent-at-Issue**

The ’211 patent, which is the subject of this proceeding, is or was at issue in the following *inter partes* review and *inter partes* reexamination proceedings:

U.S. Patent No. 7,921,211	Case IPR2013-00378 <sup>1</sup>
	Case IPR2013-00397 <sup>2</sup>
	Case IPR2013-00398 <sup>3</sup>

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<sup>1</sup> The Board terminated this proceeding on November 12, 2013.

<sup>2</sup> The Board denied institution of this proceeding on December 18, 2013, and denied rehearing on February 12, 2014.

<sup>3</sup> The Board denied institution of this proceeding on December 18, 2013, and denied rehearing on February 12, 2014.

U.S. Patent No. 7,921,211	Case IPR2014-00174 <sup>4</sup> Case IPR2014-00175 <sup>5</sup> Case IPR2014-00615 <sup>6</sup> Case IPR2014-00616 <sup>7</sup> Case IPR2014-00618 <sup>8</sup> Case IPR2015-00185 <sup>9</sup> Case IPR2015-00186 <sup>10</sup> Control No. 95/001,789 Control No. 95/001,856
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<sup>4</sup> The Board denied institution of this proceeding on June 5, 2014.

<sup>5</sup> The Board denied institution of this proceeding on June 5, 2014.

<sup>6</sup> The Board terminated this proceeding on January 26, 2015.

<sup>7</sup> The Board denied institution of this proceeding on October 15, 2014.

<sup>8</sup> On October 15, 2014, the Board consolidated this proceeding with IPR2014-00615 and then administratively terminated IPR2014-00618.

<sup>9</sup> The Board denied institution of this proceeding on February 17, 2015.

<sup>10</sup> The Board denied institution of this proceeding on February 17, 2015.

**B. Proceedings Before the USPTO Involving Related Patents**

Several patents stemming from the same applications that led to the '211 patent are or were at issue in the following *inter partes* review and *inter partes* reexamination proceedings:

Patent	Matter
U.S. Patent No. 7,418,504	Case IPR2013-00377 <sup>11</sup>
	Case IPR2013-00393 <sup>12</sup>
	Case IPR2013-00394 <sup>13</sup>
	Case IPR2014-00176 <sup>14</sup>
	Case IPR2014-00177 <sup>15</sup>

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<sup>11</sup> The Board terminated this proceeding on November 12, 2013.

<sup>12</sup> The Board denied institution of this proceeding on December 18, 2013, and denied rehearing on February 12, 2014.

<sup>13</sup> The Board denied institution of this proceeding on December 18, 2013, and denied rehearing on February 12, 2014.

<sup>14</sup> The Board denied institution of this proceeding on June 5, 2014.

<sup>15</sup> The Board denied institution of this proceeding on June 5, 2014.

Patent	Matter
U.S. Patent No. 7,418,504	Case IPR2014-00612 <sup>16</sup>
	Case IPR2014-00613 <sup>17</sup>
	Case IPR2014-00614 <sup>18</sup>
	Case IPR2015-00188 <sup>19</sup>
	Case IPR2015-00189 <sup>20</sup>
	Case IPR2016-00693 <sup>21</sup>
	Control No. 95/001,788
	Control No. 95/001,851

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<sup>16</sup> The Board denied institution of this proceeding on October 15, 2014.

<sup>17</sup> On October 15, 2014, the Board consolidated this proceeding with IPR2014-00614 and then administratively terminated IPR2014-00613.

<sup>18</sup> The Board terminated this proceeding on January 26, 2015.

<sup>19</sup> The Board denied institution of this proceeding on February 17, 2015.

<sup>20</sup> The Board denied institution of this proceeding on February 17, 2015.

<sup>21</sup> This proceeding was filed on February 29, 2016, and remains pending.

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