

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

R.J. Reynolds Vapor Company,

Petitioner

v.

Fontem Holdings 1 B.V.,

Patent Owner

Case IPR2016-01268

Patent 8,365,742

UPDATED TRANSLATOR DECLARATION AND EXHIBIT LIST

The Board instituted this *inter parties* review on January 3, 2017 (Paper 10, 1; Paper 12, 1). In the institution decision, the Board ordered that the Petitioner file an affidavit attesting to the accuracy of the translation of Hon ‘043 (Ex. 1002, Hon ‘043; Ex. 1003, English translation of Hon ‘043), as in compliance with 37 C.F.R. § 42.63(b) and as defined by 37 C.F.R. §§ 1.68 and 42.2 (Paper 10, 6, Footnote 1).

The Petitioner herewith submits as Ex. 1019 an updated translator declaration including a statement indicating that the declarant was warned “that willful false statements and the like are punishable by fine or imprisonment, or both” together with the English translation of Hon ‘043. The English translation of Hon ‘043 in Ex. 1019 is identical to the English translation of Hon ‘043 in Ex. 1003. The only difference between Ex. 1019 and Ex. 1003 is the updated translator declaration in Ex. 1019 replaces the translator’s certificate in Ex. 1003. An updated Exhibit List is also filed herewith.

Dated: January 6, 2017

Respectfully submitted,

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CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4)(i) *et seq.* and 42.105(b), the undersigned certifies that on January 6, 2017, a complete and entire copy of this Updated Translator Declaration and Exhibit List, and the supporting exhibit, were served by electronic submission through the USPTO Patent Trial and Appeal Board End-to-End System and electronic mail upon:

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