

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HEALTH CARE LOGISTICS, INC.

Petitioner,

v.

KIT CHECK, INC.

Patent Owner

Case IPR. No. **Unassigned**

U.S. Patent No. 9,367,665

Title: MANAGEMENT OF PHARMACY KITS

PETITION FOR *INTER PARTES* REVIEW OF U.S. PATENT NO. 9,367,665

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PETITIONER HEALTH CARE LOGISTICS, INC.'S EXHIBIT LIST

Exhibit	Description
1001.	U.S. Patent No. 9,367,665
1002.	File History for U.S. Patent No. 9,367,665
1003.	Declaration of Dr. Behbood Ben Zoghi
1004.	<i>Curriculum Vitae</i> of Dr. Behbood Ben Zoghi
1005.	U.S. Patent No. 7,175,081 to Andreasson et al. (“Andreasson”)
1006.	U.S. Patent Publication No. 2008/0316045 to Sriharto et al. (“Sriharto”)
1007.	U.S. Patent No. 7,268,684 to Tethrake et al. (“Tethrake”)
1008.	U.S. Patent Publication No. 2008/0184719 to Lowenstein (“Lowenstein”)
1009.	U.S. Patent Publication No. 2007/0150382 to Danilewitz (“Danilewitz”)
1010.	“CHILDREN’S HOSPITAL BOSTON JOINS OTHERS USING RFID TO TRACK IMPLANTABLES” (“CHILDREN’S”)
1011.	U.S. Patent Publication No. 2009/0224891 to Vishik et al. (“Vishik”)
1012.	U.S. Patent No. 7,348,884 to Higham (“Higham”)
1013.	Health Care Logistics, Inc.’s Opening Claim Construction Brief. (<i>Kit Check, Inc., v. Health Care Logistics, Inc.</i>)
1014.	Kit Check, Inc.’s Opening Claim Construction Brief. (<i>Kit Check, Inc., v. Health Care Logistics, Inc.</i>)

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I. INTRODUCTION

Pursuant to 35 U.S.C. §§ 311-319, Health Care Logistics, Inc. (“Petitioner”) hereby petitions the Patent Trial and Appeal Board to institute an *inter partes* review of claims 1-3, 5, 7, 8, 24-28, and 30 of U.S. Patent No. 9,367,665, titled “Management of Pharmacy Kits” (“the ’665 Patent”). As demonstrated by this Petition, there is a reasonable likelihood that these claims of the ’665 Patent are unpatentable because they would have been obvious to a person of ordinary skill in the art.

II. MANDATORY NOTICES

A. Real Parties-in-Interest (37 C.F.R. § 42.8(b)(1))

Petitioner, Health Care Logistics, Inc., is the real party-in-interest. No other parties exercised or could have exercised control over this petition; no other parties funded or directed this petition.

B. Notice of Related Matters (37 C.F.R. § 42.8(b)(2))

The ’665 Patent is at issue in *Kit Check, Inc. v. Health Care Logistics, Inc.*, Case No. 2:17-cv-01041, pending in the United States District Court for the Southern District of Ohio (herein the “Ohio Litigation”). Kit Check, Inc. (“Patent Owner”) has asserted the ’665 Patent along with U.S. Patent Nos. 8,990,099 (“the ’099 Patent”); 9,058,412 (“the ’412 Patent”); 9,058, 413 (“the ’413 Patent”); 9,805,169

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