

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

MICROSOFT CORPORATION,  
Petitioner,

v.

UNILOC 2017 LLC,  
Patent Owner.

IPR2019-01116  
Patent 7,016,676 B2

---

**PETITIONER'S UPDATED  
MANDATORY NOTICE UNDER 37 C.F.R. § 42.8**

Petitioner, Microsoft Corporation, hereby files this updated mandatory notice pursuant to 37 C.F.R. § 42.8.

**I. REAL PARTY-IN-INTEREST (37 C.F.R. § 42.8 (b)(1))**

In its Petition, Microsoft included the following statement in its statement on real party-in-interest (“RPI”):

Microsoft notes that in the related district court litigation, patent owner accuses Microsoft of infringement based on its use of a component Microsoft obtained from Marvell Semiconductor. Microsoft has requested defense/indemnity from Marvell, and Marvell has refused to defend/indemnify Microsoft.

Microsoft submits this update to its mandatory notices to advise the Board as follows:

- On July 16, 2019, Marvell agreed to retain a law firm to enter an appearance in the litigation on behalf of Microsoft to assist Microsoft with the defense of that matter with respect to U.S. Patent 7,016,676 to the extent any allegations are against Microsoft products containing Marvell components. In doing so, Marvell maintains that IPR proceedings are outside the scope of the indemnity provisions in the Marvell-Microsoft Agreement and that Marvell is not responsible for

costs and/or fees incurred by counsel retained by Microsoft relating to Microsoft's IPR proceedings.

- Marvell still maintains that Microsoft's claim for indemnity falls outside the scope of their agreement.
- On August 5, 2019, Marvell-designated counsel entered an appearance on Microsoft's behalf in that litigation.

Respectfully submitted,

August 19, 2019

By: /Derrick W. Toddy/  
Derrick W. Toddy (Registration No. 74,591)  
[derrick.toddy@klarquist.com](mailto:derrick.toddy@klarquist.com)  
Andrew M. Mason (Registration No. 64,034)  
[andrew.mason@klarquist.com](mailto:andrew.mason@klarquist.com)  
Todd M. Siegel (Registration No. 73,232)  
[todd.siegel@klarquist.com](mailto:todd.siegel@klarquist.com)  
KLARQUIST SPARKMAN, LLP  
One World Trade Center, Suite 1600  
121 S.W. Salmon Street  
Portland, Oregon 97204  
Tel: 503-595-5300  
Fax: 503-595-5301

Counsel for Petitioner

**CERTIFICATE OF SERVICE**

The undersigned certifies that on August 19, 2019, a true and correct copy of **Petitioner's Updated Mandatory Notice** was served on counsel for Uniloc 2017 LLC via electronic mail as follows:

Ryan Loveless – Lead Counsel  
[ryan@etheridgelaw.com](mailto:ryan@etheridgelaw.com)  
Brett Mangrum – Back-up Counsel  
[brett@etheridgelaw.com](mailto:brett@etheridgelaw.com)  
James Etheridge – Back-up Counsel  
[jim@etheridgelaw.com](mailto:jim@etheridgelaw.com)  
Jeffrey Huang – Back-up Counsel  
[jeff@etheridgelaw.com](mailto:jeff@etheridgelaw.com)  
Etheridge Law Group  
2600 E. Southlake Blvd., Ste. 120-324  
Southlake, TX 76092

By: /Derrick W. Toddy/  
Derrick W. Toddy (Registration No. 74,591)  
[derrick.toddy@klarquist.com](mailto:derrick.toddy@klarquist.com)  
KLARQUIST SPARKMAN, LLP  
One World Trade Center, Suite 1600  
121 S.W. Salmon Street  
Portland, Oregon 97204  
Tel: 503-595-5300  
Fax: 503-595-5301

Counsel for Petitioner