

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROSOFT CORPORATION,
Petitioner,

v.

UNILOC 2017 LLC,
Patent Owner.

IPR2019-01125
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
Andrew M. Mason (Registration No. 64,034)
andrew.mason@klarquist.com
Todd M. Siegel (Registration No. 73,232)
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
Brett Mangrum – Back-up Counsel
brett@etheridgelaw.com
James Etheridge – Back-up Counsel
jim@etheridgelaw.com
Jeffrey Huang – Back-up Counsel
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
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