

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PHILIP MORRIS PRODUCTS, S.A.,
Petitioner,

v.

RAI STRATEGIC HOLDINGS, INC.,
Patent Owner.

Case IPR2020-00919
Patent 9,901,123

PATENT OWNER'S MANDATORY NOTICES

Patent Owner, RAI Strategic Holdings, Inc. (“Patent Owner”), provides the following mandatory notices pursuant to 37 C.F.R. § 42.8(a)(2).

I. REAL PARTIES-IN-INTEREST

In accordance with 37 C.F.R. § 42.8(b)(1), Patent Owner identifies RAI Strategic Holdings, Inc., R.J. Reynolds Vapor Company, RAI Innovations Company, and R.J. Reynolds Tobacco Company as real parties-in-interest.

II. RELATED MATTERS

Pursuant to 37 C.F.R. § 42.8(b)(2), Patent Owner states the following:

A. Proceedings Before the USPTO Involving the Patent at Issue

U.S. Patent No. 9,901,123 (“’123 patent”), which is the subject of this proceeding, is not at issue in any other *inter partes* review proceedings.

B. Proceedings Before the USPTO Involving Related Patents

The following proceedings before the USPTO involve patents related to the ’123 patent:

Proceeding	Petitioner	U.S. Patent No.
IPR2020-00921	Philip Morris Products, S.A.	9,814,268

Both the ’123 patent and U.S. Patent No. 9,814,268 claim priority to U.S. Serial No. 11/550,634 filed on October 18, 2006, now issued as U.S. Patent No. 7,726,320. IPR2020-00921 was filed concurrently with IPR2020-00919.

C. Litigations Involving the Patent at Issue

The '123 patent is involved in litigation in *RAI Strategic Holdings, Inc. v. Altria Client Services LLC*, No. 1:20-cv-00393-LO-TCB (E.D. Va.), filed April 9, 2020, and at the United States International Trade Commission, Investigation No. 337-TA-1199, *Certain Tobacco Heating Articles and Components Thereof*, filed on April 9, 2020 and instituted by the Commission on May 11, 2020.

III. LEAD AND BACKUP COUNSEL AND SERVICE INFORMATION

In accordance with 37 C.F.R. §§ 42.8(b)(3), 42.8(b)(4), and 42.10(a), Patent Owner identifies the following lead and backup counsel and service information:

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Patent Owner consents to electronic service by email at the email addresses listed above.

Pursuant to 37 C.F.R. § 42.10(b), a Power of Attorney is being submitted to the Board herewith.

Respectfully submitted,

Dated: May 29, 2020

/David M. Maiorana/

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*Counsel for Patent Owner
RAI Strategic Holdings, Inc.*

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6, the undersigned certifies that a copy of the foregoing “Patent Owner’s Mandatory Notices” was served on May 29, 2020 by electronic mail upon the following counsel of record for Petitioner, Philip Morris Products, S.A.:

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