

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

WALMART INC.,  
Petitioner,

v.

CARAVAN CANOPY INTERNATIONAL, INC.,  
Patent Owner.

---

Case No. IPR2020-01026  
Patent No. 5,944,040  
Issue Date: AUGUST 31, 1999  
Title: COLLAPSIBLE TENT FRAME

---

**PATENT OWNER'S MANDATORY NOTICES  
PURSUANT TO 37 C.F.R. § 42.8(a)(2)**

Patent Owner Caravan Canopy International, Inc. (“Caravan Canopy”) hereby files its Mandatory Notices pursuant to 37 C.F.R. § 42.8(a)(2).

**I. 37 C.F.R. § 42.8(b)(1) – Real Party-in-Interest**

Caravan Canopy International, Inc. is the patent owner and the real party-in-interest.

**II. 37 C.F.R. § 42.8(b)(2) – Related Matters**

The ’040 Patent is asserted against Petitioner in *Caravan Canopy Int’l, Inc. v. Walmart Inc.*, 2:19-cv-06978 (C.D. Cal. Aug. 12, 2019). The ’040 Patent has also been asserted in the following actions: *Caravan Canopy Int’l, Inc. v. Costco Wholesale Corporation et al.*, 8:19-cv-01072 (C.D. Cal. May 31, 2019); *Caravan Canopy Int’l, Inc. v. ShelterLogic Corp. et al.*, 5:19-cv-01224 (C.D. Cal. Jul. 1, 2019); *Caravan Canopy Int’l, Inc. v. Bravo Sports et al.*, 2:19-cv-06031 (C.D. Cal. Jul. 12, 2019) (dismissed without prejudice); *Caravan Canopy Int’l, Inc. v. Z-Shade Co. Ltd. et al.*, 2:19-cv-06224 (C.D. Cal. Jul. 18, 2019); *Caravan Canopy Int’l, Inc. v. Lowe’s Home Centers, LLC et al.*, 2:19-cv-06952 (C.D. Cal. Aug. 9, 2019).

The ’040 Patent was previously asserted in the following actions: *Int’l E-Z Up, et al. v. Caravan Canopy Int’l, Inc., et al.*, 2:01-cv-06530 (C.D. Cal. Jul. 30, 2001) (settlement); *Jung-Woo Jang, et al. v. Caravan Canopy Int’l, Inc., et al.*, 2:03-cv-01024 (C.D. Cal. Feb. 11, 2003) (settlement).

### III. 37 C.F.R. § 42.8(b)(3) – Lead and Back Up Counsel

#### Lead Counsel:

Kyle W. Kellar  
Reg. No. 71,165  
[kkellar@lrrc.com](mailto:kkellar@lrrc.com)  
Telephone: (626) 795-9900  
Facsimile: (626) 577-8800  
655 N. Central Ave., Suite 2300  
Glendale, CA 91203-1445  
P.O. Box 29001  
Glendale, CA 91209-9001

#### Back up Counsel:

Jason C. Martone  
Reg. No. 59,469  
[jmartone@lrrc.com](mailto:jmartone@lrrc.com)  
Telephone: (626) 795-9900  
Facsimile: (626) 577-8800  
655 N. Central Ave., Suite 2300  
Glendale, CA 91203-1445  
P.O. Box 29001  
Glendale, CA 91209-9001

Sami I. Schilly  
Reg. No. 72,572  
[sschilly@lrrc.com](mailto:sschilly@lrrc.com)  
Telephone: (626) 795-9900  
Facsimile: (626) 577-8800  
655 N. Central Ave., Suite 2300  
Glendale, CA 91203-1445  
P.O. Box 29001  
Glendale, CA 91209-9001

#### **IV. 37 C.F.R. § 42.8(b)(4) – Service Information**

Please address all correspondence to the lead counsel and back up counsel as shown above. Patent Owner consents to electronic service by e-mail at the e-mail addresses shown above.

#### **V. Power of Attorney**

Pursuant to 37 C.F.R. § 42.10(b), a power of attorney is being filed herewith.

The Patent Trial and Appeal Board is hereby authorized to charge any fees associated with this *inter partes* review to its Deposit Account 03-1728.

Date: June 22, 2020

Respectfully Submitted,  
LEWIS ROCA ROTHGERBER CHRISTIE LLP

/Kyle W. Kellar/

Kyle W. Kellar, Reg. No. 71,165  
Attorneys for Patent Owner Caravan Canopy  
International, Inc.

## CERTIFICATE OF SERVICE

I hereby certify that on June 22, 2020, a copy of this **PATENT OWNER'S MANDATORY NOTICES PURSUANT TO 37 C.F.R. § 42.8(a)(2)** has been served in its entirety today, June 22, 2020, by electronic mail to:

David A. Reed, Reg. No. 61,226  
KILPATRICK TOWNSEND & STOCKTON LLP  
1100 Peachtree Street, NE, Suite 2800  
Atlanta, GA 30309-4528  
[dreed@kilpatricktownsend.com](mailto:dreed@kilpatricktownsend.com)  
[CaravanCanopy-WalmartLit@kilpatricktownsend.com](mailto:CaravanCanopy-WalmartLit@kilpatricktownsend.com)

Tyler McAllister, Reg. No. 69,943  
KILPATRICK TOWNSEND & STOCKTON LLP  
1420 5<sup>th</sup> Avenue, Suite 3700  
Seattle, WA 98101  
[tmcallister@kilpatricktownsend.com](mailto:tmcallister@kilpatricktownsend.com)

Registered Attorneys for Petitioner

Dated: June 22, 2020

By /Kyle W. Kellar/  
Kyle W. Kellar  
Reg. No. 71,165

LEWIS ROCA ROTHGERBER  
CHRISTIE LLP  
655 N. Central Ave., Suite 2300  
Glendale, CA 91203  
Counsel for Patent Owner