Filed: August 12, 2022

Filed on behalf of:

Patent Owner Masimo Corporation

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,

Petitioner,

v.

MASIMO CORPORATION,

Patent Owner.

Case IPR2022-01299

U.S. Patent 7,761,127

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PATENT OWNER SUBMISSION OF MANDATORY NOTICE INFORMATION PURSUANT TO 37 C.F.R. § 42.8(a)



Apple Inc. v. Masimo Corporation

Pursuant to 37 C.F.R. § 42.8, Patent Owner Masimo Corporation hereby submits the following mandatory notice information.

### I. Real Party in Interest Pursuant to 37 C.F.R. § 42.8(b)(1)

The real party in interest is Masimo Corporation.

### II. Related Matters Pursuant to 37 C.F.R. § 42.8(b)(2)

The matters listed below might affect, or be affected by, a decision in this proceeding pursuant to 37 C.F.R. § 42.8(b)(2).

### A. Litigation Involving the Patent-at-Issue

U.S. Patent No. 7,761,127 ("the '127 Patent") in the following Investigation: In the Matter of Certain Light-Based Physiological Measurement Devices and Components Thereof, Inv. No. 337-TA-1276, pending in the U.S. International Trade Commission.

# **B.** Patents and Patent Applications Claiming Priority to the Patentat-Issue

At least the following patents and applications claim priority to, or share a priority claim with, the '127 Patent:

Country Code (or Jurisdiction)	Patent No.	Application No.
US	Abandoned	10/325,602
US	8,130,105	11/366,208
US	7,377,794	11/366,210
US	7,596,398	11/366,833
US	7,647,083	11/366,995
US	8,050,728	11/366,997
US	7,764,982	11/367,013



# Apple Inc. v. Masimo Corporation

Country Code (or Jurisdiction)	Patent No.	Application No.
US	8,224,411	11/367,014
US	8,190,223	11/367,033
US	7,957,780	11/367,034
US	7,729,733	11/367,036
US	Abandoned	11/546,932
US	7,919,713	12/104,350
US	7,563,110	12/126,702
US	8,385,996	12/422,915
US	8,301,217	12/568,469
US	8,634,889	12/782,581
US	8,255,027	12/839,326
US	8,921,699	13/079,756
US	8,718,735	13/153,349
US	8,483,787	13/286,116
US	8,581,732	13/412,428
US	8,560,032	13/477,975
US	8,626,255	13/477,979
US	8,849,365	13/776,065
US	8,929,964	13/936,907
US	9,131,882	14/052,604
US	8,912,909	14/076,556
US	9,241,662	14/103,431
US	9,167,995	14/218,242
US	9,750,443	14/472,760
US	9,351,675	14/557,761
US	Abandoned	14/579,981
US	9,549,696	14/860,294
US	10,123,726	14/967,998
US	10,251,585	15/138,008
US	10,327,683	15/694,541
US	10,856,788	16/366,119



Country Code (or Jurisdiction)	Patent No.	Application No.
US	Pending	16/437,611
US	10,984,911	17/028,655
US	Pending	17/101,625
US	Pending	17/224,833

# C. Related Proceedings Before the Board

Patent Owner also identifies the following additional *inter partes* review proceedings related to patents asserted by Patent Owner in the above-referenced International Trade Commission litigation:

Petitioner	Case Number	Patent Number
Apple Inc.	IPR2022-01271	10,912,501
Apple Inc.	IPR2022-01272	10,912,501
Apple Inc.	IPR2022-01273	10,912,502
Apple Inc.	IPR2022-01274	10,912,502
Apple Inc.	IPR2022-01275	10,945,648
Apple Inc.	IPR2022-01276	10,945,648
Apple Inc.	IPR2022-01291	10,687,745
Apple Inc.	IPR2022-01292	10,687,745
Apple Inc.	IPR2022-01300	7,761,127

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

Patent Owner hereby designates its lead and backup counsel as follows:

Lead Counsel	Back-up Counsel
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### IV. Service Information Pursuant to 37 C.F.R. § 42.8(b)(4)

Please address all correspondence to lead counsel at the address shown above. Patent Owner also consents to electronic service by email to: AppleIPR127-1@knobbe.com.

# DOCKET

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