Filed: September 20, 2023

Filed on behalf of:

Patent Owner Masimo Corporation

By: Irfan A. Lateef (Reg. No. 51,922)

Ted M. Cannon (Reg. No. 55,036)

Jarom D. Kesler (Reg. No. 57,046)

Jacob L. Peterson (Reg. No. 65,096)

Jeremiah S. Helm, Ph.D. (admitted pro hac vice)

KNOBBE, MARTENS, OLSON & BEAR, LLP

2040 Main Street, Fourteenth Floor

Irvine, CA 92614

Tel.: (949) 760-0404 Fax: (949) 760-9502

E-mail: AppleIPR127-1@knobbe.com

UNITED STATES PATENT AND TRADEMARK OFFICE

\_\_\_\_

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,

Petitioner,

v.

MASIMO CORPORATION,

Patent Owner.

Case IPR2022-01299 U.S. Patent 7,761,127

\_\_\_\_

### PATENT OWNER'S UPDATED EXHIBIT LIST



## **EXHIBIT LIST**

Exhibit No.	Description
2001	Declaration of Jeremiah S. Helm in Support of <i>Pro Hac Vice</i> Motion
2002	Declaration of Mohamed Diab (Withdrawn) (Confidential Version Expunged)
2003-2004	Expunged
2005	"Rad-57 Signal Extraction Pulse CO-Oximeter Operator's Manual," Masimo, 2018
2006-2007	Expunged
2008	Masimo Corp. et al. v. Apple Inc., June 6-10, 2022 Public Hearing Transcript, ITC Inv. No 337-TA-1276
2009-2010	Expunged
2011	Masimo Corp. et al. v. Apple Inc., Masimo's June 27, 2022 Public Initial Post-Hearing Brief, ITC Inv. No 337-TA-1276
2012-2021	Expunged
2022	September 22, 2019 Masimo "Awards" Webpage
2023	"Masimo Honored with FDNY 'Flag of Heroes'," EMS1, 2008
2024	Photograph of "Flag of Heroes"
2025	Photograph of Masimo CEO Joe Kiani with "Flag of Heroes"
2026	U.S. Patent No. 5,758,644
2027-2028	Expunged



Exhibit No.	Description
2029	Masimo Rainbow Sensor Finger Assembly Photograph, Top Side (current rainbow®)
2030	Masimo Rainbow Sensor Finger Assembly Photograph, Bottom Side (current rainbow®)
2031-2033	Expunged
2034 – 2050	RESERVED
2051	Declaration of Jack Goldberg (Withdrawn) (Confidential Version Expunged)
2052	Curriculum Vitae of Jack Goldberg
2053	Design of Pulse Oximeters, J.G. Webster; Institution of Physics Publishing, 1997
2054	Field Guide to Illumination, A. Arecchi et al., SPIE Press, 2007
2055	Fairchild Semiconductor Datasheet, 2001
2056	OSRAM BioMon Sensor Datasheet, 2016
2057-2058	Expunged
2059	"Fine Ceramics for Electronics," Kyocera, 2021
2060	"Thermal Properties of Metals, Conductivity, Thermal Expansion, Specific Heat," Engineers Edge, available at https://www.engineersedge.com/properties_of_metals.htm
2061	"Thermal Properties of Non-Metals," Engineers Edge, available at https://www.engineersedge.com/heat_transfer/thermal_properties_of_nonmetals_13967.htm



Exhibit No.	Description
2062	"Metals – Specific Heats," The Engineering ToolBox, available at https://www.engineeringtoolbox.com/specific-heat-metals-d_152.html
2063	"Heat Capacities for Some Select Substances," University of Texas, available at https://gchem.cm.utexas.edu/data/section2.php?target=heat-capacities.php
2064	"FR-4," Wikipedia, available at https://en.wikipedia.org/wiki/FR-4
2065	"Talk:FR-4," Wikipedia, available at https://en.wikipedia.org/wiki/Talk:FR-4
2066	"Thermal Conductivity of Solders," Electronics Cooling, available at https://www.electronics-cooling.com/2006/08/thermal-conductivity-of-solders/
2067	PCT Pub. No. WO 03/068060 ("Huiku")
2068 – 2080	RESERVED
2081	Declaration of Micah Young (Withdrawn) (Confidential Version Expunged)
2082	Expunged
2083	Masimo Corp. et al. v. Apple Inc., August 18, 2021 Protective Order, ITC Inv. No. 337-TA-1276
2084	Masimo Corp. et al. v. Apple Inc., January 10, 2022 Order Granting Motion to Amend the Protective Order, ITC Inv. No. 337-TA-1276
2085	November 3, 2022 Email from Dan Smith to Ted Cannon, et al. re: Motions to Seal and Protective Order
2086	Proposed Protective Order



Exhibit No.	Description
2087	Proposed Protective Order (redlined version)
2088	Masimo Corporation, et al. v. Apple Inc., June 30, 2020 Protective Order, Case No. 8:20-cv-00048-JVS (JDEx) (C.D. Cal.)
2089	Order on Motion to Amend Protective Order, ITC Inv. No. 337-TA-371
2090	Masimo Corp. et al. v. Apple Inc., Complainants' Objection to Respondent's Proposed Expert Brian Anthony, Ph.D. and Motion for Protective Order to Preclude Access by Brian Anthony to Complainants' Confidential Business Information [Public Version], ITC Inv. No. 337-TA-1276
2091	Masimo Corp. et al. v. Apple Inc., Respondent Apple Inc.'s Opposition to Complainants' Motion for Protective Order to Preclude Access by Brian Anthony to Complainants' Confidential Business Information [Public Version], ITC Inv. No. 337-TA-1276
2092	Masimo Corp. et al. v. Apple Inc., January 18, 2022 Letter from Frazier to Hon. Lisa R. Barton, Secretary, U.S. International Trade Commission, regarding enclosed Agreement to be Bound by Protective Order signed by Brian Anthony, ITC Inv. No. 337-TA-1276
2093	Masimo Corp. et al. v. Apple Inc., Final Initial Determination on Violation of Section 337, ITC Inv. No. 337-TA-1276
2094	Protective Order
2095 – 2101	RESERVED
2102	Declaration of Mohamed Diab (Confidential)
2103	December 15, 2005 Rainbow Sensor Simulations (Confidential)



# DOCKET A L A R M

# Explore Litigation Insights



Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

# **Real-Time Litigation Alerts**



Keep your litigation team up-to-date with **real-time** alerts and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

## **Advanced Docket Research**



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

## **Analytics At Your Fingertips**



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

### API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

#### **LAW FIRMS**

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

#### **FINANCIAL INSTITUTIONS**

Litigation and bankruptcy checks for companies and debtors.

## **E-DISCOVERY AND LEGAL VENDORS**

Sync your system to PACER to automate legal marketing.

