

Filed: September 16, 2022

Filed on behalf of:

Patent Owner Masimo Corporation  
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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,  
Petitioner,

v.

MASIMO CORPORATION,  
Patent Owner.

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Case IPR2022-01465  
U.S. Patent 10,687,745

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

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. 10,687,745 (“the ’745 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 Patent-at-Issue**

At least the following patents and applications claim priority to, or share a priority claim with, the ’745 Patent:

Country Code (or Jurisdiction)	Patent No.	Application No.
US	10,448,871	15/195199
US	10,470,695	16/226249
US	10,638,961	16/532061
US	10,646,146	16/532065
US	10,687,743	16/791955

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Country Code (or Jurisdiction)	Patent No.	Application No.
US	10,722,159	16/791963
US	10,687,744	16/835712
US	Pending	16/871874

### 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.	IPR2022-01466	10,687,745
Apple Inc.	IPR2022-01299	7,761,127
Apple Inc.	IPR2022-01300	7,761,127

### D. Litigation Involving Related Patents

Patent Owner also identifies the following appeal from final written decision in an *inter partes* review proceeding involving a related patent:

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Apple Inc. v. Masimo Corporation

- *Masimo Corporation v. Apple Inc.*, U.S. Court of Appeals for the Federal Circuit, Case No. 22-01895

### 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:

<b>Lead Counsel</b>	<b>Back-up Counsel</b>
Brian C. Claassen (Reg. No. 63,051) Knobbe, Martens, Olson, & Bear, LLP 2bcc@knobbe.com <u>Postal and Hand-Delivery Address:</u> 2040 Main St., 14th Floor Irvine, CA 92614 Telephone: (949) 760-0404 Facsimile: (949) 760-9502	Carol Pitzel Cruz (Reg. No. 61,224) Knobbe, Martens, Olson, & Bear, LLP 2cmp@knobbe.com <u>Postal and Hand-Delivery Address:</u> 925 Fourth Avenue, Suite 2500 Seattle, WA 98104 (206) 405-2000 Telephone (206) 405-2001 Facsimile
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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: AppleIPR745-3@knobbe.com.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: September 16, 2022

/Jacob L. Peterson/

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

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Attorney for Patent Owner  
Masimo Corporation

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