UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MOTOROLA SOLUTIONS, INC.
Petitioner,

v.

APPLIED CAPITAL, INC.
Patent Owner.

IPR2023-00419
U. S. Patent Number 9,728,082

PETITIONER'S UPDATED MANDATORY NOTICES

Pursuant to 37 C.F.R. § 42.8(a)(3), Petitioner Motorola Solutions, Inc. ("MSI") hereby provides the following Updated Mandatory Notice to update information regarding related matters. In its Petition, Petitioner identified that the Patent Owner Applied Capital, Inc. filed a complaint in the Eastern District of Texas for alleged infringement of U.S. Patent Nos. 8,378,817 and 9,728,082, and noted that MSI moved to dismiss the complaint and the first amended complaint. *See* Paper 1 at ix; *Applied Capital, Inc. v. Motorola Solutions, Inc.*, Case No. 6:22-cv-00304-JDK (E.D. Tex.) ("EDTX Proceeding"). On April 11, 2023, the Court in the EDTX Proceeding partially granted MSI's motion to dismiss with respect to ACI's claim for pre-filing willful infringement and denied the remainder of MSI's motion. Dkt. 25. MSI filed an answer with counterclaims on April 25, 2023, and a first amended answer on May 16, 2023. Dkt. 27, 32. The Court held a Scheduling Conference on May 25, 2023 and entered a Scheduling Order on June 8, 2023. *See* Ex. 1034.

The Scheduling Order in the EDTX Proceeding set the Markman hearing for January 9, 2024, and trial for September 23, 2024. *Id*.

Dated: June 13, 2023

Respectfully submitted,

/ Eliot D. Williams /
Eliot D. Williams
Reg. No. 50,822
BAKER BOTTS L.L.P.
700 K Street Northwest
Suite 900

Washington DC 20001-5692
T: (202) 639-7700

Attorneys for Petitioner, Motorola Solutions, Inc.

CERTIFICATE OF SERVICE

In accordance with 37 C.F.R. §§42.6(e) and 42.105, the undersigned certifies that on June 13, 2023, a complete and entire copy of the foregoing was served on counsel for Patent Owner as follows:

Luis M. Ortiz
Kermit D. Lopez
lortiz@olpatentlaw.com
klopez@olpatentlaw.com

Date: June 13, 2023

/ Eliot D. Williams /

Eliot D. Williams
BAKER BOTTS L.L.P.
700 K Street Northwest
Suite 900
Washington, DC 20001-5692
T: 202.639.7700

Attorney for Petitioner, Motorola, Solutions, Inc.