

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LULULEMON ATHLETICA CANADA INC. and LULULEMON USA INC.
Petitioners,

v.

NIKE, INC.
Patent Owner.

Case IPR2023-00438
Patent 8,620,413

PATENT OWNER’S UPDATED EXHIBIT LIST

EXHIBITS

Exhibit No.	Description
Ex. 2001	Declaration of Dr. Bryan Bergeron
Ex. 2002	U.S. Patent No. 5,769,755 (“Henry”)
Ex. 2003	U.S. Patent No. 6,163,718 (“Fabrizio”)
Ex. 2004	Excerpted Prosecution File History of U.S. Patent No. 8,620,413, June 6, 2012 Information Disclosure Statement by Applicant
Ex. 2005	Excerpted Prosecution File History of U.S. Patent No. 8,620,413, February 14, 2013 Receipt of IDS
Ex. 2006	U.S. Patent App. No. 2003/0073911 (“Yoshimura”)
Ex. 2008	Supplemental Declaration of Dr. Bryan Bergeron
Ex. 2009	Carl J. Caspersen, Kenneth E. Powell, and Gregory M. Christenson, “Physical Activity, Exercise, and Physical Fitness: Definitions and Distinctions for Health-Related Research,” Public Health Reports, Vol. 100, No. 2:126-131 (March-April 1985)
Ex. 2010	U.S. Department of Health and Human Services, <i>Physical Activity and Health: A Report of the Surgeon General</i> , Atlanta, GA: U.S. Department of Health and Human Services, Centers for Disease Control and Prevention, National Center for Chronic Disease Prevention and Health Promotion (1996)
Ex. 2011	Excerpts from William D. McArdle, Frank I. Katch, and Victor L. Katch, <i>Exercise Physiology - Energy, Nutrition, and Human Performance</i> , 5 th ed., Lippincott Williams & Wilkins (2001)
Ex. 2012	2023-09-27 Deposition Transcript of Dr. Kevin Lynch
Ex. 2013	2024-02-22 Deposition Transcript of Dr. Kevin Lynch

Ex. 2014	Patent Owner's Presentation for Oral Argument – DEMONSTRATIVE EXHIBIT – NOT EVIDENCE
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Dated: April 12, 2024

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CERTIFICATE OF SERVICE

The undersigned hereby certifies service on lululemon, pursuant to 37 C.F.R. § 42.6(e) and by agreement of counsel, by electronic (e-mail) delivery of a true copy of **PATENT OWNER’S UPDATED EXHIBIT LIST** and supporting exhibit were served on April 12, 2024 to the following Counsel for lululemon via e-mail:

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