

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CLOUDFLARE, INC.

Petitioner,

v.

PACSEC3, LLC

Patent Owner

Case IPR2023-00544

U.S. Patent No. 7,523,497

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
U.S. Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313–1450

**MANDATORY NOTICES PURSUANT TO 37 C.F.R. § 42.8(a)(2) OF
PATENT OWNER PACSEC3, LLC**

Patent Owner, PACSEC3, LLC hereby files its Mandatory Notices.

I. 37 C.F.R. §42.8(b)(1) – Real Party In Interest

The Real Party In Interest for Patent Owner is:

PACSEC3, LLC
5218 Chandler Street
Houston, TX 77006

II. 37 C.F.R. §42.8(b)(2) – Related Matters

This *Inter Partes* Review is related to the following co-pending litigation:

<u>Case Heading</u>	<u>Case Number</u>	<u>Court</u>	<u>Filed</u>	<u>Status</u>
PacSec3, LLC v Splunk, Inc.	2:22-cv-00056	EDTX	February 18, 2022	Dismissed, August 25, 2022
PacSec3, LLC v Forescout Techs, Inc.	2:22-cv-00055	EDTX	February 17, 2022	Dismissed, September 28, 2022
PacSec3, LLC v Mimecast N. Am., Inc.	3:22-cv-00396	NDTX	February 17, 2022	
PacSec3, LLC v Imperva, Inc.	6:22-cv-00167	WDTX	February 17, 2022	
PacSec3, LLC v Rapid7, Inc.	6:22-cv-00168	WDTX	February 17, 2022	
PacSec3, LLC v Darktrace, PLC	6:22-cv-00126	WDTX	February 4, 2022	
PacSec3, LLC v CrowdStrike Holdings, Inc.	6:22-cv-00127	WDTX	February 4, 2022	Dismissed, July 22, 2022
PacSec3, LLC v Blackberry Corp.	6:22-cv-00128	WDTX	February 4, 2022	
PacSec3, LLC v Cloudflare, Inc.	6:22-cv-00129	WDTX	February 4, 2022	
PacSec3, LLC v Fortinet, Inc.	2:21-cv-00450	EDTX	December 13, 2021	Dismissed, March 11, 2022
PacSec3, LLC v NetScout Sys., Inc.	2:21-cv-12463	E.D. Mich.	October 20, 2021	
PacSec3, LLC v Juniper Networks Inc	5:21-cv-074812	N.D. Cal	October 6, 2021	

<u>Case Heading</u>	<u>Case Number</u>	<u>Court</u>	<u>Filed</u>	<u>Status</u>
PacSec3, LLC v Juniper Networks Inc.	2:21-cv-00228	EDTX	June 23, 2021	
PacSec3, LLC v WatchGuard Techs., Inc.	6:21-cv-00633	WDTX	June 18, 2021	Dismissed, December 6, 2021
PacSec3, LLC v McAfee, LLC	2:21-cv-00140	EDTX	April 21, 2021	Dismissed February 25, 2022
PacSec3, LLC v Palo Alto Networks, Inc.	2:21-cv-00141	EDTX	April 21, 2021	Dismissed November 18, 2021
PacSec3, LLC v Juniper Networks, Inc.	6:21-cv-00387	WDTX	April 21, 2021	
PacSec3, LLC v Cisco Sys. Inc.	6:21-cv-00388	WDTX	April 21, 2021	Dismissed, November 1, 2021
PacSec3, LLC v F5 Networks, Inc.	2:20-cv-01828	W.D. Wash	December 14, 2020	
PacSec3, LLC v F5 Networks, Inc.	2:20-cv-00697	D. Utah	October 2, 2020	
PacSec3, LLC v NetScout Sys., Inc.	6:20-cv-00914	WDTX	October 2, 2020	

This '497 patent entitled "Packet Flooding Defense System" was filed on May 7, 2004 under U.S. Patent Application No. 10/841,064 which issued as U.S. Patent No. 7,523,497 on April 21, 2009 and is a Continuation of U.S. Patent Application No. 09/715,813 filed November 16, 2000 which issued as U.S. Patent No. 6,789,190 on September 7, 2004. The '497 patent is the subject of the pending ex parte reexamination, Control No. 90/014,746, currently on appeal to the Board. The '497 patent was also the subject of IPR2022-01230 (Splunk Inc. v. PacSec3, LLC), which was terminated due to settlement prior to any institution decision.

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

Lead Counsel:

Jacob B. Henry
Registration No. 61,093
RAMEY LLP
5020 Montrose Blvd., Ste. 800
Houston, Texas 77006
Telephone: (713) 426-3923
Facsimile: (832) 900-4941
Email: jhenry@rameyfirm.com
uspto@rameyfirm.com

Back-Up Counsel:

William P. Ramey, III
Registration No. 44,295
RAMEY LLP
5020 Montrose Blvd, Suite 800
Houston, Texas 77006
Telephone: 713/426-3923
Facsimile: 832/900-4941
Email: wramey@rameyfirm.com
uspto@rameyfirm.com

IV. 37 C.F.R. §42.8(b)(4) – Service Information

Please address all correspondence to the lead counsel as shown above. The Patent Owner consents to service by email.

V. Power of Attorney

A Power of Attorney from PACSEC3, LLC to Ramey LLP (Customer No. 63467) is filed herewith for the '497 patent.

Respectfully submitted,

RAMEY LLP

/Jacob B. Henry/

Dated: February 27, 2023

Jacob B. Henry
Registration No. 61,093
5020 Montrose Blvd., Suite 800
Houston, Texas 77006
Telephone: (713) 426-3923
Facsimile: (832) 900-4941
jhenry@rameyfirm.com
uspto@rameyfirm.com

Attorneys for Patent Owner,
PACSEC3, LLC

CERTIFICATE OF SERVICE

I hereby certify that on February 27, 2023, a true and correct copy of the foregoing was served via email to the Petitioners by serving the correspondence email addresses of record as follows:

Lead Counsel

Craig Tolliver
Charhon Callahan Robson & Garza, PLLC
3333 Lee Parkway, Suite 460
Dallas, TX 75219

Email: ctolliver@ccrglaw.com

Back-Up Counsel

John Heuton
Charhon Callahan Robson & Garza, PLLC
3333 Lee Parkway, Suite 460
Dallas, TX 75219

Email: jheuton@ccrglaw.com

/s/ Jacob B. Henry
Jacob B. Henry