

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

KAHOOT! ASA & KAHOOT EDU, INC.,
Petitioner

v.

AVIEL D. RUBIN,
Patent Owner.

Case No. IPR2023-00693

Patent No. 9,064,376

PATENT OWNER MANDATORY NOTICE INFORMATION
PURSUANT TO 37 C.F.R. § 42.8

I. PREFATORY STATEMENT

Patent Owner, Aviel D. Rubin (“Rubin”), respectfully maintains that it believes this putative *inter partes* review should not be accorded a filing date prior to March 13, 2023 (the date service was actually affected), and thus is time-barred. *See* 37 C.F.R. §§ 42.105, 42.106. Neither the filing of these Mandatory Notices nor anything in these Mandatory Notices should be construed otherwise.

II. MANDATORY NOTICES

Pursuant to 37 C.F.R. § 42.8, Rubin hereby files the following mandatory notices.

A. REAL PARTY-IN-INTEREST (37 C.F.R. § 42.8(B)(1))

Patent Owner certifies that Aviel D. Rubin is the real party-in-interest.

B. RELATED MATTERS (37 C.F.R. § 42.8(B)(2))

Below is a list of judicial and administrative matters that would affect, or affected by, a decision in this proceeding.

District Court Litigation – U.S. Patent No. 9,064,376

Rubin v. Kahoot! ASA et al., Civil Action No. 6:22-cv-00236 (W.D. Tex.) (Complaint filed on March 10, 2022) which has been transferred to the Austin Division and assigned to Judge Lee Yeakel. *Rubin v. Kahoot! ASA et al.*, Civil Action No. 1:23-cv-031-LY (W.D. Tex.). Patent Owner is unaware of any other

judicial or administrative matter that would affect, or be affected by, a decision in this proceeding.

III. LEAD AND BACKUP COUNSEL (37 C.F.R. § 42.8(B)(3))

Patent Owner hereby identifies its lead and backup counsel as follows:

Lead Counsel	Back-up Counsel
Robert S. McArthur, Esq. Registration No. 45,674 VASQUEZ, BENISEK & LINDGREN LLP 1550 Parkside Drive, Suite 130 Walnut Creek, California 94596 Main Telephone (925) 637-4250 Direct Telephone (415) 699-0630 Main Facsimile (925) 403-0900 mcarthur@vblaw.com	Eric W. Benisek, Esq. <i>Pro Hac Vice</i> motion forthcoming VASQUEZ, BENISEK & LINDGREN LLP 1550 Parkside Drive, Suite 130 Walnut Creek, California 94596 Main Telephone (925) 637-4250 Direct Telephone (925) 297-9385 Main Facsimile (925) 403-0900 ebenisek@vblaw.com

IV. SERVICE INFORMATION (37 C.F.R. § 42.8(B)(4))

Patent Owner consents to e-mail service at the addresses listed above.

Respectfully submitted,

Dated: March 29, 2023

/Robert S. McArthur/

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CERTIFICATE OF FILING AND SERVICE

I hereby certify that a true and correct copy of the foregoing **PATENT OWNER MANDATORY NOTICE INFORMATION PURSUANT TO 37 C.F.R. § 42.8** is being filed electronically via PTAB E2E and served on counsel for Petitioner by electronic mail this 30th day of March, 2023 as follows:

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