

From: [Trials](#)
To: [Lindenbaum, David](#); [Trials](#)
Cc: [jen@fusionorthopedics.com](#); [Scott E. Kamholz](#); ["Ross Culpepper"](#); [corby@vowelllawfirm.com](#); [Zinna, Michael](#); [sam@fusionorthopedics.com](#); [Ferraro, Vincent M.](#)
Subject: RE: Case IPR2023-00894 -- Substitution of Patent Owner's Lead Counsel, Corrected Exhibits
Date: Thursday, February 15, 2024 3:44:01 PM

Counsel,

From the Board –

Patent Owner's unopposed requests are authorized.

Regards,

Esther Goldschlager
Supervisory Paralegal Specialist
Patent Trial & Appeal Board
U.S. Patent & Trademark Office

From: Lindenbaum, David <DLindenbaum@KelleyDrye.com>
Sent: Wednesday, February 14, 2024 4:44 PM
To: Trials <Trials@USPTO.GOV>
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Dear Board,

As counsel for Patent Owner in Case IPR2023-00894, I am writing to request authorization to (1) substitute lead counsel for Patent Owner, and (2) file corrected exhibits as follows:

1. Pursuant to 37 C.F.R. § 42.10(e), Patent Owner respectfully requests authorization to allow David G. Lindenbaum to withdraw as lead counsel for Patent Owner. As of February 16, 2024, Mr. Lindenbaum will no longer be affiliated with Kelley Drye & Warren, the practitioners whom Patent Owner appointed to prosecute this case. See Paper 4 (Patent Owner's Power of Attorney). Upon the Board's authorization, Patent Owner shall submit Revised Mandatory Notices designating as lead counsel Vincent M. Ferraro (Reg. No. 79,197), an attorney at Kelley Drye & Warren. Michael Zinna will

continue to represent Patent Owner as backup counsel. Petitioner does not oppose this request.

2. Patent Owner respectfully requests authorization to file corrected versions of Exhibits 2012, 2020, and 2021 to address legibility and page-numbering issues for Exhibits 2020 and 2021, and to include a portion of Exhibit 2012 that was inadvertently omitted. Petitioner does not oppose this request.

Counsel for Petitioner is copied on this email.

Respectfully submitted,
David G. Lindenbaum
Registration No. 51,951

DAVID LINDENBAUM
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