

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ALIVECOR, INC.,
Petitioner

v.

APPLE INC.,
Patent Owner

Case No. IPR2023-00950

U.S. Patent No. 10,076,257 B2

PETITIONER'S SECOND UPDATED MANDATORY NOTICES

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
US Patent and Trademark Office
PO Box 1450
Alexandria, Virginia 22313-1450

Petitioner AliveCor, Inc. (“Petitioner”) provides the following updated mandatory notices pursuant to 37 C.F.R. § 42.8 to update the Board on related matters. There are no other changes to the mandatory notices as filed with the Petition in this matter.

1. Related Matters Under 37 C.F.R. §42.8(b)(2)

The following judicial or administrative matters may affect, or be affected by, a decision in this proceeding:

A. PTAB Proceedings Involving the ’257 Patent¹

- i. *Masimo Corp. v. Apple Inc.*, IPR2023-00745.
- ii. *Masimo Corp. v. Apple Inc.*, IPR2024-00071.
- iii. *AliveCor, Inc. v. Apple Inc.*, IPR2024-00169.²

B. District Court Litigation Involving the ’257 Patent

- i. *Apple Inc. v. Masimo Corp.*, 1:22-cv-01378 (D. Del.).
- ii. *Apple Inc. v. AliveCor, Inc.*, 4:22-cv-07608-HSG (N.D. Cal.).

Date: November 20, 2023

By: / Christopher TL Douglas /
Christopher TL Douglas

¹ Petitioner has also filed petitions for IPR of U.S. Patent No. 10,866,619 under the case headings IPR2023-00948 and IPR2023-00949; U.S. Patent No. 10,270,898 under the case heading IPR2023-01434; and U.S. Patent No. 10,568,533 under the case heading IPR2024-00095.

² AliveCor filed the petition in the IPR2024-00169 with a conditional motion for joinder seeking to join *Masimo Corp. v. Apple Inc.*, IPR2024-0071.

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §§42.6(e), 42.105, the undersigned hereby certifies that true and correct copies of the above-captioned PETITIONER'S SECOND UPDATED MANDATORY NOTICES was served via electronic mail to the following attorneys of record for Patent Owner:

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