UNITED STATES PATENT AND TRADMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CALA HEALTH, INC.,

Petitioner,

v.

EMKINETICS, INC.,

Patent Owner

Review No. IPR2024-00732
U.S. Patent No. 10,786,669

PATENT OWNER'S MANDATORY NOTICES

Pursuant to 37 C.F.R. § 42.8, Patent Owner, EMKinetics, Inc. ("Patent Owner"), hereby submits the following Mandatory Notices in response to the Petition for *Inter Partes* Review of U.S. Patent No. 10,786,669.

1. Real Party-In-Interest under 37 CFR § 42.8(b)(1)

EMKinetics, Inc. is the Patent Owner and the Real Party-In-Interest in this proceeding.

2. Related Matters under 37 CFR § 42.8(b)(2)

The matters listed below might affect, or be affected by, a decision in this proceeding pursuant to 37 C.F.R. § 42.8(b)(2):

EMKinetics, Inc. has asserted the '669 patent against Petitioner in *EMKinetics, Inc. v. Cala Health, Inc.*, U.S. District Court for the District of Delaware, Case No. 1:24-cv-00250-RGA.

U.S. Patent Application No. 18/175,963, currently pending at the U.S. Patent and Trademark Office, claims priority to U.S. Patent Application No. 15/474,875, which issued as the '669 patent.

U.S. Patent No. 11,628,300, which is the subject of IPR2024-00743 involving the same parties, claims priority to U.S. Patent Application No. 15/474,875, which issued as the '669 patent. EMKinetics, Inc. has asserted the

’300 patent against Petitioner in *EMKinetics, Inc. v. Cala Health, Inc.*, U.S. District Court for the District of Delaware, Case No. 1:24-cv-00250-RGA.

U.S. Patent No. 11,844,943 claims priority to U.S. Patent Application No. 15/474,875, which issued as the ’669 patent. The ’943 patent is the subject of a declaratory judgement action against EMKinetics, Inc. in *Avation Medical, Inc. v. EMKinetics, Inc.*, U.S. District Court for the Northern District of California, Case No. 4:24-cv-01702-JST.

3. Lead and Back-Up Counsel, under 37 CFR § 42.8(b)(3)

The Patent Owner designates the following lead and back-up counsel:

Lead Counsel	Backup Counsel
David Gerasimow, Reg. No. 57,512 The Law Offices of David A. Gerasimow, P.C. 211 W. Wacker Dr., Ste. 1717 Chicago, IL 60606 Tel: 312-919-4254 Email: dave@gerasimowlaw.com	Eran Steinberg, Reg. No. 53,637 137 Granville Way San Francisco, CA 94127 Tel: 415-902-7026 Email: venture@eransteinberg.com

4. Service Information under 37 CFR § 42.8(b)(4)(i) *et seq.*

Please address all correspondence and service to counsel as listed above. Patent Owner consents to service by email at **dave@gerasimowlaw.com**.

Respectfully submitted,

Date: April 19, 2024

/David Gerasimow/

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e)(4), the undersigned certifies that on April 19, 2024, a complete and entire copy of this Patent Owner's Mandatory Notices were provided via email, to the Petitioner by serving the email correspondence addresses of record as follows:

BoxCalaHealth669@knobbe.com

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William R. Zimmerman (*pro hac vice* admission request pending filing), **2wrz@knobbe.com**

Date: April 19, 2024

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