By: Joseph A. Hynds (Reg. No. 34,627)
Rothwell, Figg, Ernst & Manbeck, P.C.
901 New York Ave., N.W., Suite 900 East
Washington D.C. 20001
Phone: (202) 783-6040
Fax: (202) 783-6031
Email: jhynds@rfem.com

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PAR-KAN COMPANY, LLC,
Petitioner,

v.

UNVERFERTH MANUFACTURING COMPANY, INC.,
Patent Owner

Case No. IPR2024-01426
U.S. Patent No. 8,967,940

PATENT OWNER'S MANDATORY NOTICES

Pursuant to 37 C.F.R. § 42.8, Patent Owner Unverferth Mfg. Co., Inc. ("Patent Owner") respectfully submits the following mandatory notices in response to Petitioner Par-Kan Co., LLC's ("Petitioner") Petition for Inter Partes Review of U.S. Patent No. 8,967,940 ("the '940 patent").

I. 37 C.F.R. § 42.8(b)(1): NOTICE OF REAL PARTY-IN-INTEREST

The '940 patent is currently assigned to Unverferth Mfg. Co., Inc.

II. 37 C.F.R. § 42.8(b)(2): RELATED MATTERS

On July 11, 2023, Patent Owner filed a patent infringement action against Par-Kan Co., LLC in the U.S. District Court for the Northern District of Indiana, South Bend Division, Case No. 3:23-cv-00653-GSL-SJF. The asserted patents included, *inter alia*, the '940 patent and related U.S. Patent No. 9,745,123 ("the '123 Patent")

On September 11, 2024, Petitioner filed a petition for *inter partes review* of the '123 Patent, IPR2024-01427. On September 24, 2024, the Board accorded this petition the filing date of September 11, 2024.

Out of an abundance of caution, Patent Owner identifies the following district court actions involving the '123 Patent, '940 Patent, and related U.S. Patent No. 8,221,047 (the "'047 Patent"), which have been resolved:

- *Unverferth Mfg. Co., Inc. v. Meridian Mfg., Inc.*, 5:19-cv-04005 (N.D. Iowa) filed on January 23, 2019; and

- *Unverferth Mfg. Co., Inc. v. Norwood Sales Inc.*, 3:18-cv-00053 (D.N.D.) filed March 12, 2018.

Out of an abundance of caution, Patent Owner further identifies the following district court action involving the ’940 Patent and ’047 Patent, which has been resolved:

- *Unverferth Mfg. Co., Inc. v. J&M Mfg. Co., Inc.*, 3:16-cv-02282 (N.D. Ohio) filed on September 13, 2016.

Out of an abundance of caution, Patent Owner further identifies the following district court actions involving the ’047 Patent, which have been resolved:

- *Unverferth Mfg. Co., Inc. v. Par-Kan Co.*, 3:13-cv-00097 (N.D. Indiana) filed on February 12, 2013; and
- *Unverferth Mfg. Co., Inc. v. Meridian Mfg. Group, Inc.*, 3:12-cv-02248 (N.D. Ohio) filed on September 5, 2012.

Out of an abundance of caution, Patent Owner further identifies the following inter partes reexamination proceeding involving the ’047 Patent, and which the U.S Patent and Trademark Office denied reexamination of on November 7, 2012:

- Re-examination Control No. 95/000,691 filed by Par-Kan Co. on September 14, 2012.

III. 37 C.F.R. § 42.8(b)(3): LEAD AND BACK-UP COUNSEL

Patent Owner identifies the following lead and back-up counsel:

Lead Counsel	Back-up Counsel
Joseph A. Hynds (Reg. No. 34,627) Rothwell, Figg, Ernst & Manbeck, P.C. 901 New York Ave., N.W., Suite 900 East Washington, D.C. 20001 Tel: (202) 783-6040 Fax: (202) 783-6031 Email: jhynds@rfem.com	Brett A. Postal (Reg. No. 76,458) Rothwell, Figg, Ernst & Manbeck, P.C. 901 New York Ave., N.W., Suite 900 East Washington, D.C. 20001 Tel: (202) 783-6040 Fax: (202) 783-6031 Email: bpostal@rfem.com

A concurrently filed power of attorney identifies practitioners from Rothwell, Figg, Ernst & Manbeck, P.C. (Customer No. 06449), including Joseph A. Hynds and Brett A. Postal as attorneys of record.

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

Patent Owner may be served at the addresses found in Part III. Patent Owner consents to electronic service at:

- jhynds@rfem.com
- bpostal@rfem.com

Date: October 2, 2024

Respectfully submitted,

/Joseph A. Hynds/

Joseph A. Hynds (Reg. No. 34,627)
Rothwell, Figg, Ernst & Manbeck, P.C.
901 New York Ave., N.W.,
Suite 900 East
Washington, D.C. 20001
Tel: (202) 783-6040
Fax: (202) 783-6031
Email: jhynds@rfem.com

Brett A. Postal (Reg. No. 76,458)
Rothwell, Figg, Ernst & Manbeck, P.C.
901 New York Ave., N.W.,
Suite 900 East
Washington, D.C. 20001
Tel: (202) 783-6040
Fax: (202) 783-6031
Email: bpostal@rfem.com

Counsel for Patent Owner
Unverferth Mfg. Co., Inc.

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing **PATENT OWNER'S MANDATORY NOTICES** was served on October 2, 2024, to the following counsel for Petitioner via electronic mail:

Joshua A. Griswold (Reg. No. 46,310)
Fish & Richardson P.C.
60 South Sixth Street, Suite 3200
Minneapolis, MN 55402
Email: griswold@fr.com
T: 202-783-5070
F: 877-769-7945

Counsel for Petitioner Par-Kan Co., LLC

/ Joseph A. Hynds /

Joseph A. Hynds (Reg. No. 34,627)
Rothwell, Figg, Ernst & Manbeck, P.C.
901 New York Ave., N.W.,
Suite 900 East
Washington, DC 20001
Tel: (202) 783-6040
Fax: (202) 783-6031
Email: jhynds@rfem.com