

Filed on behalf of: BONUTTI SKELETAL INNOVATIONS LLC      Paper 8  
Date: January 8, 2013

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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SMITH & NEPHEW, INC.

Petitioner,

v.

BONUTTI SKELETAL INNOVATIONS LLC

Patent Owner

Case: IPR2013-00620

Patent 6,702,821

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**NOTICE REGARDING FILING OF DISCLAIMER OF A CLAIM IN A  
PATENT UNDER 37 C.F.R § 1.32l(a)**

**S&N EXHIBIT 1026  
S&N v. BSI  
IPR2013-00629**

Patent Owner hereby provides notice to the Patent Trial and Appeal Board that a DISCLAIMER IN PATENT UNDER 37 C.F.R. § 1.321(a) was electronically filed in connection with U.S. Patent No. 6,702,821 ('821 patent) on January 8, 2014, disclaiming claim 1 of the '821, which is the only claim challenged in the instant *Inter Partes Review*.

A copy of the filed Disclaimer In Patent Under 37 C.F.R. § 1.321(a) is submitted as Exhibit 2001.

Accordingly, no challenged claim remains in the '821 patent, and it is respectfully submitted that there is no claim for which *Inter Partes Review* can be instituted.

Respectfully submitted,

January 8, 2014

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Case: IPR2013-00620  
Patent 6,702,821

**List Of Exhibits For Patent Owner's Notice Regarding  
Filing Of Disclaimer Of A Claim In A Patent Under 37 C.F.R. § 1.321(A)**

Exhibit No.	Description
Exhibit 2001	Disclaimer In Patent Under 37 C.F.R. § 1.321(a), filed January 8, 2014

**CERTIFICATE OF SERVICE**

I hereby certify that on this 8th day of January, 2014, a true and correct copy of the foregoing **NOTICE REGARDING FILING OF DISCLAIMER OF A CLAIM IN A PATENT UNDER 37 C.F.R § 1.321(a)** was served by electronic mail and U.S. Postal Service Express Mail, upon the following counsel of record for Petitioner Smith and Nephew, Inc.:

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