

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.
Petitioner

v.

CONTENTGUARD HOLDINGS INC.
Patent Owner

Case IPR2015-00440
Patent 6,963,859

**CONTENTGUARD HOLDINGS INC.’S MANDATORY
NOTICES PURSUANT TO 37 C.F.R. §42.8(a)(2)**

Mail Stop “PATENT BOARD”
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Patent Owner, ContentGuard Holdings Inc., hereby files its Mandatory Notices for the above-captioned proceeding. This notice is being timely filed within 21 days of service of the December 22, 2014 petition.

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

The patent owner and real party-in-interest is ContentGuard Holdings Inc.

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

Patent Owner notes the following proceedings that may affect or be affected by a decision in this proceeding:

A. Proceedings Before the USPTO Involving Related Patents

| Patent No. | Case No. | Petitioner |
|-------------------|-----------------|-------------------|
| 6,963,859 | IPR2015-00441 | Apple Inc. |
| 6,963,859 | IPR2015-00442 | Apple Inc. |
| 7,523,072 | IPR2015-00443 | Apple Inc. |
| 7,523,072 | IPR2015-00444 | Apple Inc. |
| 7,523,072 | IPR2015-00445 | Apple Inc. |
| 8,370,956 | IPR2015-00446 | Apple Inc. |
| 8,370,956 | IPR2015-00447 | Apple Inc. |
| 8,370,956 | IPR2015-00448 | Apple Inc. |
| 8,393,007 | IPR2015-00449 | Apple Inc. |
| 8,393,007 | IPR2015-00450 | Apple Inc. |
| 8,393,007 | IPR2015-00451 | Apple Inc. |
| 7,269,576 | IPR2015-00452 | Apple Inc. |
| 7,269,576 | IPR2015-00453 | Apple Inc. |
| 7,269,576 | IPR2015-00454 | Apple Inc. |
| 7,269,576 | IPR2015-00455 | Apple Inc. |
| 7,269,576 | IPR2015-00456 | Apple Inc. |
| 7,225,160 | IPR2015-00457 | Apple Inc. |
| 7,225,160 | IPR2015-00458 | Apple Inc. |

B. Litigations Involving the Involved Patent

The '859 patent is at issue in:

- *ContentGuard Holdings Inc. v. Amazon.com, Inc., et al.*, No. 13-cv-01112 (Dec. 18, 2013 E.D. Tex.);
- *Google Inc. v. ContentGuard Holdings, Inc.*, No. 14-cv-0498 (Jan. 31, 2014 N.D. Cal.); and
- *ContentGuard Holdings Inc. v. Google Inc., et al.*, No. 14-cv-0061 (Feb. 2, 2014 E.D. Tex.).

III. 37 C.F.R § 42.8(b)(3) – LEAD AND BACKUP COUNSEL

The lead counsel for ContentGuard Holdings Inc. is:

Robert A. Cote, Reg. No. 34,570
rcote@mckoolsmith.com
McKOOL SMITH, P.C.
One Bryant Park, 47th Floor
New York, NY 10036
Tel.: 212-402-9400
Fax: 212-402-9444

The backup counsel for ContentGuard Holdings Inc. is:

Pierre Hubert, Reg. No. 45,826
phubert@mckoolsmith.com
MCKOOL SMITH, P.C.
300 W. 6th Street, Suite 1700
Austin, TX 78701
Tel.: 512-692-8700
Fax.: 512-692-8744

Dirk D. Thomas, Reg. No. 32,600
dthomas@mckoolsmith.com
MCKOOL SMITH, P.C.
1999 K Street, N.W., Suite 600
Washington, D.C. 20006
Tel.: 202-370-8300
Fax.: 202-370-8344

Robert Auchter, Reg. No. 38,069
rauchter@mckoolsmith.com
MCKOOL SMITH, P.C.
1999 K Street, N.W., Suite 600
Washington, D.C. 20006
Tel.: 202-370-8300
Fax.: 202-370-8344

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

Please address all correspondence to the lead and backup counsel as shown above. Patent Owner consents to electronic service by e-mail at the e-mail addresses provided above.

Respectfully submitted,
McKool Smith, P.C.

/s/ Robert A. Cote

Robert A. Cote
Registration No. 34,570
Lead Counsel for Patent Owner

Date: December 31, 2014

McKool Smith, P.C.
One Bryant Park, 47th Floor
New York, NY 10036
Tel.: 212-402-9400
Fax: 212-402-9444

CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e))

The undersigned hereby certifies that the foregoing “ContentGuard Holdings Inc.’s Mandatory Notices Pursuant to C.F.R. §42.8(a)(2)” and accompanying Power of Attorney were served electronically via e-mail on December 31, 2014, in their entirety on the following counsel of record for Petitioners:

Jeffrey P. Kushan
jkushan@sidley.com
Michael Franzinger
mfranzinger@sidley.com
Sidley Austin LLP
1501 K Street, N.W.
Washington, DC 20005

/s/ Robert A. Cote
Robert A. Cote
Registration No. 34,570
Lead Counsel for Patent Owner