#### UNITED STATES PATENT AND TRADEMARK OFFICE

#### BEFORE THE PATENT TRIAL AND APPEAL BOARD

NEW NGC, INC., dba NATIONAL GYPSUM COMPANY, Petitioner

v.

UNITED STATES GYPSUM COMPANY, Patent Owner.

> Case No. IPR2017-01352 U.S. Patent No. 8,142,914

# PATENT OWNER UNITED STATES GYPSUM COMPANY'S MANDATORY NOTICES UNDER 37 C.F.R. § 42.8(4)

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Patent Owner United States Gypsum Company hereby files its Mandatory Notices for the above-captioned proceeding.

## I. Real Parties-In-Interest Under 37 C.F.R. § 42.8(b)(1)

The real parties-in-interest are USG Corporation and United States Gypsum

Company.

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

Patent Owner notes the following matters that may affect or be affected by a

decision in this proceeding:

#### A. Proceedings Before the USPTO

Petitioner New NGC, Inc. has filed six other petitions for *inter partes* review of related patents:

Proceeding Number	Patent Number
IPR2017-01011	7,964,034
IPR2017-01086	6,632,550
IPR2017-01088	7,425,236
IPR2017-01350	6,342,284
IPR2017-01351	7,758,980
IPR2017-01352 (instant proceeding)	8,142,914
IPR2017-01353	8,500,904

## **B.** Related Litigations

The case *United States Gypsum Company v. New NGC, Inc.* is currently pending in the District of Delaware as Case No. 1:17-cv-00130-VAC.

#### C. Related Administrative Matters

None known.

# III. Lead and Back-Up Counsel Under 37 C.F.R. § 42.8(b)(3)

Patent Owner identifies lead and back-up counsel as follows:

## A. Lead Counsel

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# B. Back-up Counsel

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#### IV. Service Information Under 37 C.F.R. § 42.8(b)(4)

Please address all correspondence to the lead and back-up counsel as shown service above. Owner to electronic Patent consents by email at tpmalo@fitcheven.com; krfink@fitcheven.com; nlittle@fitcheven.com; and FitchEvenPTAB@fitcheven.com.

Date: May 24, 2017

By: <u>/Karl R. Fink/</u> Timothy P. Maloney Reg. No. 38,233 tpmalo@fitcheven.com Karl R. Fink Reg. No. 34,161 krfink@fitcheven.com

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#### **CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies service of the

# foregoing PATENT OWNER UNITED STATES GYPSUM COMPANY'S

#### MANDATORY NOTICES UNDER 37 C.F.R. § 42.8(4) on counsel of record for

Petitioner by filing this document through the PTAB E2E System as well as by

delivering a copy via email to the following addresses:

ross.barton@alston.com, ben.pleune@alston.com, lauren.burrow@alston.com, stephen.lareau@alston.com, tasneem.delphry@alston.com, adam.doane@alston.com

Date: May 24, 2017

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