

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LULULEMON ATHLETICA CANADA INC. AND LULULEMON USA INC.,

Petitioners,

v.

NIKE, INC.,

Patent Owner.

Case IPR2023-00189

Patent No. 9,278,256

**PATENT OWNER'S UPDATED MANDATORY NOTICES
PURSUANT TO 37 C.F.R. § 42.8(a)(3)**

Pursuant to 37 C.F.R. § 42.8, Patent Owner Nike, Inc. (“Patent Owner”) respectfully submits the following mandatory notices in response to Petitioners lululemon athletica canada Inc. and lululemon USA Inc. (“Petitioners”) Petition for *Inter Partes* Review of U.S. Patent No. 9,278,256 (“the ’256 patent”).

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

Patent Owner is the assignee of the ’256 patent. Patent Owner is the real party-in-interest.

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

The ’256 patent is at issue in the district court case *Nike, Inc. v. lululemon athletica Inc. et al*, No. 1-22-cv-00082 (S.D.N.Y.).

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

Patent Owner identifies the following lead and backup counsel:

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A Power of Attorney was filed on November 30, 2022 (Paper No. 4).

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

Service of all documents may be made on the lead and back-up counsel to the postal mailing address below. Patent Owner also consents to electronic service by email to chris.renk@arnoldporter.com, michael.harris@arnoldporter.com, and xNIKE-luluemonIPRs@arnoldporter.com:

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Dated: October 4, 2023

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies service on the Petitioner, pursuant to 37 C.F.R. § 42.6(e) and by agreement of counsel, by electronic (e-mail) delivery of a true copy of the foregoing **PATENT OWNER'S UPDATED MANDATORY NOTICES PURSUANT TO 37 C.F.R. § 42.8(a)(3)** was served on October 4, 2023 to the following Counsel for Petitioner via e-mail:

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