

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 9,278,256

PATENT OWNER'S UPDATED EXHIBIT LIST

EXHIBITS

Exhibit No.	Description
2001	2/16/23 Declaration of Megan Toney-Bolger, Ph.D.
2002	Excerpted Prosecution File History of U.S. Patent No. 9,278,256, Information Disclosure Statement
2003	U.S. Patent No. 7,670,263 (“Ellis ’263”)
2004	U.S. Patent Application Publication No. 2006/0205569 (“Watterson ’569”)
2005	8/7/23 Declaration of Dr. Megan Toney-Bolger, Ph.D.
2006	7/27/23 Deposition Transcript of Dr. Kevin M. Lynch
2007	OED Dictionary (1989)
2008	Redline of ’256 patent against Ex. 1004 (Tagliabue)
2009	George Sziklai, <u>Some studies in the speed of visual perception</u> , in IRE Transactions on Information Theory vol. 2, no. 3, p. 125, September 1956 (“Sziklai”)
2010	Guy Plasqui & Klaas R Westerterp, <u>Physical activity assessment with accelerometers: an evaluation against doubly labeled water</u> , Obesity vol. 15,10, p. 2371 (2007) (“Plasqui”)
2011	David R. Bassett & Dinesh John, <u>Use of pedometers and accelerometers in clinical populations: validity and reliability issues</u> , Physical Therapy Reviews vol 15, no. 3, p. 135 (2010) (“Bassett 2010”)
2012	David Bassett Jr, <u>Step Counting: A Review of Measurement Considerations and Health-Related Applications</u> , Sports Medicine vol. 47, no. 7, p. 1303 (2017) (“Bassett 2017”)
2013	12/14/23 Deposition Transcript of Dr. Kevin M. Lynch
2014	Patent Owner’s Presentation for Oral Argument – DEMONSTRATIVE EXHIBIT – NOT EVIDENCE

Dated: February 12, 2024

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and entire copy of **Patent Owner's Updated Exhibit List** was served via e-mail upon Petitioner's correspondence address of record, indicated below.

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