

Filed: July 22, 2024

Filed on behalf of **Masimo Corporation**  
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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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MASIMO CORPORATION,  
Petitioner

v.

APPLE INC.,  
Patent Owner

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Case No. IPR2023-00745  
Patent No. 10,076,257

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**PETITIONER'S NOTICE OF DEPOSITION OF DR. THOMAS KENNY**

Pursuant to 37 C.F.R. § 42.53, Petitioner Masimo Corporation hereby provides notice that it will conduct a cross-examination deposition of Dr. Thomas Kenny. The parties have conferred and agreed upon the below listed date for this deposition. The deposition will be recorded stenographically and by use of Realtime and/or videotape and will be taken before a court reporter, notary public, or other person authorized by law to administer oaths.

The deposition of Dr. Kenny will take place starting at 9:00 a.m. CT, or at another time mutually agreed upon by the parties, on July 29, 2024. The deposition will be conducted and attended remotely, utilizing web-based deposition options or remote video conferencing and video recording with details for remote access to be arranged by counsel for Masimo.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: July 22, 2024

By: /Ted M. Cannon/  
Ted M. Cannon (Reg. No. 55,036)  
Customer No. 64,735

Attorney for Petitioner  
Masimo Corporation  
(949) 760-0404

**CERTIFICATE OF SERVICE**

I hereby certify that, pursuant to 37 C.F.R. § 42.6(e) and with the agreement of counsel for Patent Owner, a true and correct copy of **PETITIONER'S NOTICE OF DEPOSITION OF DR. THOMAS KENNY** is being served electronically on July 22, 2024, to the e-mail addresses shown below:

W. Karl Renner Fish & Richardson P.C. 60 South Sixth Street, Suite 3200 Minneapolis, MN 55402 Tel: 202-783-5070 Fax: 877-769-7945 Email: IPR50095-0150IP1@fr.com	Grace Kim Roberto J. Devoto Craig A. Deutsch Andrew Patrick Patrick J. Bisenius Fish & Richardson P.C. 60 South Sixth Street, Suite 3200 Minneapolis, MN 55402 Tel: 202-783-5070 Fax: 877-769-7945 Email: IPR50095-0150IP1@fr.com
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Dated: July 22, 2024

/Ted M. Cannon/

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