

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LIFECORE FITNESS, INC.
d/b/a ASSAULT FITNESS
Petitioner,

v.

WOODWAY USA, INC.
Patent Owner.

U.S. Patent No. 9,039,580 to Bayerlein et al.

Case No.: IPR2023-00836

PETITIONER'S UPDATED MANDATORY NOTICE

I. Mandatory Notice

Petitioner's mandatory notices are updated to: 1) reflect a conversion of LifeCORE Fitness, Inc. d/b/a Assault Fitness to LifeCORE Fitness, LLC d/b/a Assault Fitness; 2) list FitLab Inc. as a real party-in-interest; and 3) update the mailing address of Petitioner's counsel.

On April 19, 2023, LifeCORE Fitness, Inc. converted from a California corporation to a Delaware limited liability company, LifeCORE Fitness, LLC.

On February 7, 2024, Sprinter Merger Sub, LLC, a Delaware limited liability company and wholly-owned subsidiary of FitLab Inc., merged with and into LifeCORE, and as a result, FitLab Inc. became the majority equityholder of LifeCORE. LifeCORE Fitness, LLC is now a subsidiary of FitLab Inc. and continues to do business as Assault Fitness.

The caption of the case is proposed to be modified to: LifeCore Fitness, LLC d/b/a Assault Fitness v. Woodway USA, Inc.

A. Real Party-In-Interest (37 C.F.R. § 42.8(b)(1))

LifeCore Fitness, Inc. d/b/a Assault Fitness has been renamed to LifeCore Fitness, LLC d/b/a Assault Fitness.

A real party-in-interest is FitLab Inc., a company incorporated in Delaware.

B. Related Matters (37 C.F.R. § 42.8(b)(2))

Petitioner identifies the following related current proceeding involving a

patent in the same patent family as the '580 Patent:

1. ***LifeCore Fitness, Inc. d/b/a Assault Fitness v. Woodway USA, Inc.*, IPR2024-00083 (IPR of U.S. Patent 11,465,005, pending)**

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

LifeCore's lead and back-up counsel remain the same, but the physical office has changed:

LEAD COUNSEL	BACK-UP COUNSEL
John M. Halan (Reg. No. 35,534) Brooks Kushman P.C. 150 W. Second St., Suite 400N Royal Oak, MI 48067-3846 Telephone: 248.358.4400 Fax: 248.358.3351 jhalan@brookskushman.com	Andrew B. Turner (Reg. No. 63,121) Rebecca J. Cantor (Reg. No. 57,748) Kyle G. Konz (Reg. No. 68,910) Brooks Kushman P.C. 150 W. Second St., Suite 400N Royal Oak, MI 48067-3846 Telephone: 248.358.4400 Fax: 248.358.3351 aturner@brookskushman.com rcantor@brookskushman.com kkonz@brookskushman.com

D. Service Information – (37 C.F.R. § 42.8(b)(4)) - unchanged

Dated: March 11, 2024

Respectfully submitted,

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Certificate of Service

The undersigned hereby certifies that on March 11, 2024, a complete and entire copy of **Petitioner's Updated Mandatory Notice** was served via electronic mail to the attorneys listed below at rmckenna@foley.com and kjelenchick@foley.com.

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