

1 ADAM R. ALPER (S.B.N. 196834)
 KIRKLAND & ELLIS LLP
 2 555 California Street
 San Francisco, California 94104
 3 Telephone: (415) 439-1400
 Facsimile: (415) 439-1500
 4 aalper@kirkland.com

5 TIMOTHY G. MAJORS (S.B.N. 228275)
 KIRKLAND & ELLIS LLP
 6 333 South Hope Street
 Los Angeles, California 90071
 7 Telephone: (213) 680-8400
 Facsimile: (213) 680-8500
 8 tim.majors@kirkland.com

9 DANIEL W. MCDONALD (*Pro Hac Vice*)
dmcDonald@merchantgould.com
 10 WILLIAM D. SCHULTZ (*Pro Hac Vice*)
wSchultz@merchantgould.com
 11 ERIC CHAD (*Pro Hac Vice*)
echad@merchantgould.com
 12 MERCHANT & GOULD P.C.
 3200 IDS Center
 13 80 South Eighth Street
 Minneapolis, Minnesota 55402-2215
 14 Telephone: (612) 332-5300
 Facsimile: (612) 332-9081

15 Attorneys for Defendant CARDIOCOM,
 16 LLC

BAS DE BLANK (S.B.N. 191487)
basdeblank@orrick.com
 SIDDHARTHA VENKATESAN (S.B.N. 245008)
svenkatesan@orrick.com
 LILLIAN MAO (S.B.N. 267410)
lmao@orrick.com
 ORRICK, HERRINGTON & SUTCLIFFE LLP
 100 Marsh Road
 Menlo Park, California 94025
 Telephone: (650) 614-7400
 Facsimile: (650) 614-7401

Attorneys for Plaintiff
 ROBERT BOSCH HEALTHCARE SYSTEMS,
 INC.

17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA
 19 SAN FRANCISCO DIVISION

20 ROBERT BOSCH HEALTHCARE
 SYSTEMS, INC.,

21 Plaintiff,

22 v.

23 CARDIOCOM, LLC,

24 Defendant.

Case No. 3:14-cv-01575-EMC

**JOINT SUPPLEMENTAL CASE
 MANAGEMENT STATEMENT AND
 [PROPOSED] ORDER**

Date: July 2, 2015
 Time: 9:30 A.M.
 Dept: 5
 Judge: Edward M. Chen

Pursuant the Court's May 27, 2015 Minute Order (Dkt. No. 157), Plaintiff Robert Bosch Healthcare Systems, Inc. ("Bosch") and Defendant Cardiocom, LLC ("Cardiocom") hereby supplement their previous joint case management statements (Dkt. Nos. 140, 150, 152) with the current status of the post-grant review proceedings relevant to the Patents-in-Suit:

IPR / Reexam Case No.	Patent No.	Claims Challenged	Status
IPR2013-00468 & IPR2013-00469 (merged)	7,516,192	1-37 (all claims)	Final decision issued Jan. 27, 2015. All challenged claims cancelled. Bosch filed Notice of Appeal on Mar. 18, 2015. Appeal pending (consolidated appeal No. 15-1601).
90/013,269	7,516,192	1-10, 13-19, 37	Office Action rejecting all claims mailed May 19, 2015. Last day to file Notice of Appeal is July 3, 2015.
IPR2013-00449	7,840,420	1-5 (all claims)	Final decision issued Jan. 15, 2015. All challenged claims cancelled. Bosch filed Notice of Appeal on Mar. 18, 2015. Appeal pending (consolidated appeal No. 15-1601).
90/013,270	7,840,420	1-5 (all claims)	All claims confirmed on June 5, 2015. Awaiting issuance of certificate of reexamination.
IPR2013-00431	7,921,186	1-16 (all claims)	Final decision issued Jan. 15, 2015. All challenged claims cancelled. Bosch filed Notice of Appeal on Mar. 18, 2015. Appeal pending (consolidated appeal No. 15-1601).
90/013,263	7,921,186	1-8	Final Office Action rejecting all claims mailed April 15, 2015. After-final Response filed on June 15, 2015.
IPR2013-00451	7,587,469	1, 2, 5-10	Final decision issued Jan. 15, 2015. All challenged claims cancelled. Bosch filed Notice of Appeal on Mar. 18, 2015. Appeal pending (consolidated appeal No. 15-1601).
90/013,175	7,587,469	1-22 (all claims)	Final Office Action mailed May 27, 2015 rejecting all claims. After final response due July 27, 2015.
IPR2014-00488	7,769,605	1-9 (all claims)	IPR Instituted on all claims Sept. 2014. Terminated on Bosch's Motion to Terminate for Petitioner's Failure to Name all Real Parties in Interest on March 16, 2015. Request for Rehearing denied May 22, 2015.
90/013,167	7,769,605	1-9 (all claims)	All claims confirmed on June 2, 2015. Awaiting issuance of certificate of reexamination.

IPR / Reexam Case No.	Patent No.	Claims Challenged	Status
90/013,484	7,769,605	1-9 (all claims)	Reexamination ordered on all claims June 9, 2015, pending first office action.
90/013,527	7,769,605	1-9 (all claims)	Petition filed June 12, 2015, pending institution decision.
IPR2014-00607 (merged with 2014-00691)	7,870,249	1, 2, 6-8, 11-13	Terminated on Bosch's Motion to Terminate for Petitioner's Failure to Name all Real Parties in Interest on March 16, 2015. Request for Rehearing denied May 22, 2015.
IPR2014-00691	7,870,249	3-5, 9, 10, 14-29	Terminated on Bosch's Motion to Terminate for Petitioner's Failure to Name all Real Parties in Interest on March 16, 2015. Request for Rehearing denied May 22, 2015.
90/013,262	7,870,249	14-18, 20-21, 23-26	Reexamination certificate confirming claims 14-18, 20-21 and cancelling claims 23-26, issued May 22, 2015.
90/013,493	7,870,249	1, 2, 6-8, 10-13	Reexamination ordered for claims 1, 2, 6-8, and 10-13 June 3, 2015, pending first office action.

In light of the Final Decisions issued by the Board and Bosch's pending appeal of those Decisions the parties do not believe the Case Management Conference, scheduled for July 2, 2015, will be necessary at this time and Bosch will not seek to lift the stay in place in this litigation until the conclusion of Bosch's pending appeals. Therefore, the parties respectfully request that the Court take the Case Management Conference off the calendar and allow the parties to file another supplemental status report with the Court within the earlier of a) six months or b) fourteen (14) days following the decision by the Federal Circuit on Bosch's pending appeals.

1 Dated: June 25, 2015

Respectfully submitted,

2 By: /s/ Siddhartha M. Venkatesan

3 Siddhartha M. Venkatesan, Bar No. 245008
4 svenkatesan@orrick.com
5 ORRICK, HERRINGTON & SUTCLIFFE LLP
6 1000 Marsh Road
7 Menlo Park, California 94025
8 Telephone: (650) 614-7400
9 Facsimile: (650) 614-7401

10 Attorneys for Plaintiff
11 ROBERT BOSCH HEALTHCARE SYSTEMS, INC.

12 Dated: June 25, 2015

13 By: /s/ William D. Schultz w/ permission Sid Venkatesan

14 William D. Schultz
15 w Schultz@merchantgould.com
16 MERCHANT & GOULD P.C.
17 3200 ids Center
18 80 S. Eighth Street
19 Minneapolis, MN 55402-2215
20 Telephone: (612) 336-4637
21 Facsimile: (612) 332-9081

22 Attorneys for Defendant
23 CARDIOCOM, LLC

24 **CASE MANAGEMENT ORDER**

25 The above ~~JOINT CASE MANAGEMENT STATEMENT & PROPOSED ORDER~~ is
26 approved as the Case Management Order for this case and all parties shall comply with its
27 provisions. [In addition, the Court makes the further orders stated below:]

28 **IT IS SO ORDERED.** The CMC is reset for 1/14/16 at 9:30 a.m. An updated joint
cmc statement shall be filed by 1/7/16.

Dated: 6/29/15

29 _____
30 JUDGE EDWARD M. CHEN
31 UNITED STATES DISTRICT JUDGE

