

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NESTLÉ USA, INC.

Petitioner

v.

STEUBEN FOODS, INC.

Patent Owner

IPR2015-00249

U.S. Patent No. 6,481,468

PATENT OWNER'S UPDATED EXHIBIT LIST

EXHIBIT LIST

Exhibit No.	Description
2001	Nestlé and GEA Line 8 Agreement (Parties and Board Only)
2002	April 1, 2014 GEA Hearing Transcript
2003	PR Newswire Article – “Nestlé Launches State-of-the-Art Factory and Beverage Distribution Center in Anderson, Indiana” www.prnewswire.com (last accessed November 13, 2014)
2004	Nestlé USA places an order for an aseptic filling line of GEA (http://www.gea.com/en/news/20081030-00256.html) (last accessed January 27, 2015)
2005	Intentionally Left Blank
2006	Cold aseptic filling technology for teas and infusions (www.http://www.procomac.it/procomac/cmsdoc.nsf/WebDoc/ndkw73ehdc) (last accessed January 27, 2015)
2007	Complete bottling lines for Water in PET bottles (http://www.procomac.it/procomac/cmsdoc.nsf/WebDoc/ndkw73eh5q) (last accessed January 27, 2015)
2008	Nestlé milk factory shake-up aims to end drain on water resources, Financial Times, October 29, 2014 (http://www.ft.com/cms/s/0/01fbfc86-5a21-11e4-be86-00144feab7de.html) (last accessed January 27, 2015)
2009	GEA Process Engineering receives an order of EUR 9 million from Nestlé (http://www.niro.com/niro/cmsdoc.nsf/webdoc/webb7ude4j) (last accessed January 27, 2015)
2010	GEA TDS Constructs First Fully Automatic Milk Processing Plant In Pakistan, (http://www.geatds.com/tds/cmsdoc.nsf/webdoc/ndkw74lnv2) (last accessed February 5, 2015)
2011	GEA Group – Supervisory Board (http://www.gea.com/en/unternehmen/aufsichtsrat.html) (last accessed January 27, 2015)
2012	Nestlé Plant Uses Indiana Milk to Produce Top Products (http://my-indiana-home.com/farm/nestle-plant-uses-indiana-milk-to-produce-top-products/)

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2013	Nestlé Nesquick Strawberry Low Fat Milk, 14fl oz (www.walmart.com) (last accessed November 13, 2014)
2014	Letter from Daniel Moar to Magistrate Judge McCarthy dated May 27, 2014
2015	Defendants' Conditional Agreement to a Limited Estoppel if the Court Grants GEA's Motion to Stay filed by Nestle USA, Inc. in Civil Action No. 1:13-cv-00892 in the United States District Court for the Western District of New York
2016	Complaint filed against Nestlé USA, Inc. in the United States Court District Court for the Western District of New York in Civil Action No. 1:13-cv-00892
2017	Complaint in Civil Action No. 12-cv-904 in the United States District Court for the Western District of New York
2018	Ecospin
2019	GEA Notice of Appeal filed February 24, 2015
2020	Non-Confidential Petition for Writ of Mandamus dated February 18, 2015
2021	Notice Letter to Nestlé USA, Inc. dated October 4, 2012
2022	Nestlé USA, Inc. Letter Responding To Notice Letter dated October 9, 2012
2023	Summons issued to GEA Process Engineering, Inc. in Civil Action No. 12-cv-904 in the United States District Court for the Western District of New York
2024	Email from Thomas Fisher to Virginia Carron dated September 4, 2013
2025	Email from Virginia Carron to Magistrate Judge McCarthy dated January 6, 2015
2026	Nestlé USA, Inc.'s Submission In Support of Continuing Stay filed by Nestlé USA, Inc. in Civil Action No. 1:13-cv-00892 in the United States District Court for the Western District of New York
2027	Jairus R.D. David, "Handbook of Aseptic Processing and Packaging"
2028	IFTPS, "Guidelines for Microbiological Validation of the Sterilization of Aseptic Filling Machines and Packages, Including Container and Closures," Document G.005.V1

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2029	Dane T. Bernard, "Establishing the Aseptic Processing and Packaging Operation," Chapter 8
2030	D.A. Joyce, "Microbiological Aspects of Aseptic Processing and Packaging"
2031	Wilfredo Ocasio, IFTPS '09, San Antonio, TX, "Recent Developments in Microbial Validation of Aseptic Packaging Systems: An US Process Authority Perspective
2032	Declaration of Andre Sharon filed as Exhibit 2025 in IPR2014-01235
2033	Johannes Kramer, "Food Preservation"
2034	H. Reuter, "Processes for Packaging Material Sterilization"
2035	Transcript of Deposition of Dennis R. Heldman, February 3, 2015
2036	Transcript of Deposition of Stephen H. Spinak, May 7, 2014
2037	Bosch, "Aseptically operation filling and closing lines for bottles, jars and wide-mouth containers of glass"
2038	John D. Floros, "Aseptic Packaging Technology"
2039	Aseptic Filling of Low Acid Beverage Lines to Fully Comply with FDA Regulation, Aseptipak 2006
2040	Affidavit of Janelle Oxford dated February 14, 2013
2041	Complaint filed in Civil Action No. 09-c-339 in the United States District for the Eastern District of Wisconsin
2042	Higgins, The Next Best Thing, Food Engineering (2002)
2043	Declaration of Dr. Dennis R. Heldman signed October 13, 2014
2044	IPR Petition of U.S. Patent No. 6,475,435 filed October 31, 2014
2045	Transcript of Teleconference on January 20, 2015 in IPR2015-00195
2046	Jairus R.D. David, "Aseptic Processing and Packaging of Food"
2047	Guide to Inspections of Aseptic Processing and Packaging for the Food Industry, February 2001
2048	Food and Drug Administration, HHS
2049	Richard L. Friedman, "Design of Barrier Isolators for Aseptic Processing: A GMP Perspective"
2050	Fisher email dated January 2014

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2051	Nestlé and GEA Line 8 Agreement (Parties and Board Only)
2052	Aseptic Production and Filling Methods in the Pharmaceutical and Foodstuff Industries, Pharma Technologie Journal
2053	What is a mechanical engineer?
2054	Radl et al., "The Engineering of Hydrogen Peroxide Decontamination Systems," International Society for Pharmaceutical Engineering 2009
2055	Intentionally Left Blank
2056	Declaration of N. Buchner (dated 12/19/11) (filed in Reexam Control No. 90/011,072)
2057	Transcript of Deposition of Dennis R. Heldman on July 22, 2015
2058	Cerf, O., "Tailing of Survival Curves of Bacterial Spores," Journal of Applied Bacteriology 1977
2059	Cerf, O., et al., "Diversity in the Resistance of Bacillus Spores to Hydrogen Peroxide"
2060	Hilgren, J., et al., "Susceptibilities of <i>Bacillus subtilis</i> , <i>Bacillus cereus</i> , and Avirulent <i>Bacillus anthracis</i> Spores to Liquid Biocides," Journal of Food Protection 2009
2061	Declaration of Dr. Andre Sharon
2062	U.S. Food and Drug Administration, CFR - Code of Federal Regulations Title 21, http://www.accessdata.fda.gov/scripts/cdrh/cfdocs/cfcr/CFRSearch.cfm?fr=113.40
2063	Declaration of Dr. Cullen Buie, Ph.D. (originally filed as Exhibit 2026 in IPR2014-01235)
2064	GEA Procomac Bottling Plants, http://www.niroinc.com/filling_bottling/filling_bottling_plants.asp
2065	Nestle USA, Inc. Business Entity Detail, California Secretary of State, http://kepler.sos.ca.gov
2066	Intentionally Left Blank
2067	Email from Tom Jenkins to Greg Gardella dated December 11, 2014
2068	Petitioner's Reply filed May 22, 2015 in IPR2014-01235 (Parties and Board Only)

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