IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

KYPHON, INC., Plaintiff, v. DISC-O-TECH MEDICAL TECHNOLOGIES, LTD. and DISC ORTHOPAEDIC TECHNOLOGIES, INC., Defendants.	Civil Action No. 04-0204-JJF

NOTICE OF SERVICE

The undersigned hereby certifies that copies of the Rebuttal Expert Report of Dr. David Mitchell Regarding the Non-Infringement of U.S. Patent Nos. 5,108,404, 4,969,888 and 6,235,043 (B1) were caused to be served on March 23, 2005 upon the following in the manner indicated:

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March 24, 2005