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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
SOUTHERN DIVISION**

INTELLECTUAL PIXELS LIMITED,  
  
Plaintiff,  
  
SONY INTERACTIVE  
ENTERTAINMENT LLC,  
  
Defendant.

Case No. 8:19-cv-01432-JVS-KES

**JOINT STIPULATION TO STAY  
PROCEEDINGS PENDING *INTER  
PARTES* REVIEW**

Court: 10C, 411 West 4th Street  
Judge: Hon. James V. Selna

1 Plaintiff Intellectual Pixels Limited (“Plaintiff” or “IPL”) and Defendant  
2 Sony Interactive Entertainment LLC (“Defendant” or “SIE”) (collectively, the  
3 “Parties”), by and through their respective counsel of record, hereby stipulate as  
4 follows:

5 WHEREAS Plaintiff filed its Complaint on July 25, 2019 (Dkt. No. 1)  
6 asserting infringement of U.S. Patent Nos. 7,587,520 (the “’520 patent”), 8,131,826  
7 (the “’826 patent”), 8,667,093 (the “’093 patent”), and 9,699,238 (the “’238  
8 patent”);

9 WHEREAS, IPL served infringement contentions on October 7, 2019  
10 explicitly referencing “the PS5 [PlayStation 5] console when released;”

11 WHEREAS, on July 8, 2020, SIE filed with the United States Patent and  
12 Trademark Office’s Patent Trial and Appeals Board (“PTAB”) a petition for *inter*  
13 *partes* review of ’093 patent claims 1-9, 13, and 15-19 as *Sony Interactive Ent. LLC*  
14 *v. Intellectual Pixels Ltd.*, IPR2020-1248 (“the IPR”). *See* Paper 1 (IPR petition)  
15 and Paper 7 (notice of filing date);

16 WHEREAS, on August 11, 2020, IPL filed Plaintiff Intellectual Pixels  
17 Limited’s Notice of Claim Selection (Dkt. No. 119) (the “Notice of Claim  
18 Selection”) electing to assert only ’093 patent claims 1-4 in this action, and dropping  
19 the ’520, ’826, and ’238 patents;

20 WHEREAS, all remaining claims asserted in this action are subject to the  
21 IPR; and

22 WHEREAS good cause exists to stay these proceedings until the IPR is fully  
23 and finally resolved, including any appeals, including without limitation because  
24 staying this action will avoid the potential waste of Court and Party resources that  
25 would otherwise be spent litigating issues that the IPR may fully or partially moot;

26 NOW, THEREFORE, IT IS HEREBY STIPULATED, AGREED, and  
27 JOINTLY REQUESTED by and between the Parties, through their respective  
28 counsel, that:

1           1.     Except as set forth in paragraph 2 below, all proceedings in this action  
2 should be and shall be STAYED pending final resolution of the IPR, including any  
3 appeals therefrom.

4           2.     To preserve evidence in the possession of a third-party witness, the  
5 Parties shall be permitted to complete the deposition of David Perry while this  
6 action is otherwise STAYED. The Parties agree that David Perry will be deposed  
7 once for both the 8:19-cv-01432-JVS-KES and 8:20-cv-01422-JVS-KES cases.

8           3.     Upon final resolution of the IPR, including any appeals therefrom,  
9 either party may move the Court to lift the STAY.

10          4.     If SIE does not prevail in establishing the unpatentability of each of  
11 claims 1-4 of the '093 patent in the IPR, including any amendments thereto, and the  
12 STAY is lifted, SIE will not oppose a motion by IPL to amend its infringement  
13 contentions to include PlayStation Now and Remote Play for the PlayStation 5, but  
14 SIE reserves the right to oppose the motion on grounds not related to the addition  
15 of contentions relating to PlayStation Now and Remote Play for the PlayStation 5.  
16 Further, at such time, the Parties will resume all currently pending and noticed  
17 discovery. The Parties further agree to meet and confer in good faith as appropriate  
18 regarding a schedule for additional discovery based on the inclusion of PlayStation  
19 Now and Remote Play for PlayStation 5 (*e.g.*, technical documentation, source  
20 code, and damages information), and seek any leave from the Court necessary to  
21 conduct such additional discovery.

22          Good cause having been shown, and to effectuate this STIPULATION, the  
23 Parties accordingly respectfully and JOINTLY ask the Court to enter the [Proposed]  
24 Order attached hereto as Attachment A.

1 Dated: September 10, 2020

By: /s/ Mark Flanagan

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September 10, 2020

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### SIGNATURE ATTESTATION

Pursuant to Local Rule 5-4.3.4(a)(2)(i), I attest that all signatures listed in this document, and on whose behalf this filing is submitted, concur in the filing's content and have authorized the filing.

By: /s/ Mark Flanagan

Mark D. Flanagan

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing document was served on all attorneys of record via e-mail on September 10, 2020.

/s/ Henry Nikogosyan

Henry Nikogosyan