UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CISCO SYSTEMS, INC.,
Petitioner,

v.

ORCKIT CORPORATION,
Patent Owner.

Case IPR2023-00402
Patent 8,830,821

PETITIONER'S STIPULATION FOR FINTIV FACTOR #4

As authorized by the Board's email on June 5, 2023, Petitioner Cisco Systems, Inc. makes the following stipulation relevant to Fintiv Factor 4 and the potential for issues to overlap with co-pending litigation:

> If the Board institutes trial, Petitioner will cease asserting in the co-pending litigation the combination of references on which trial is instituted for the claims on which trial is instituted, to the extent Petitioner even asserts the same combination in the litigation against it.

Respectfully submitted,
/Theodore M. Foster/
Theodore M. Foster
Lead Counsel for Petitioner
Registration No. 57,456

Dated: June 5, 2023
HAYNES AND BOONE, LLP
2323 Victory Avenue, Suite 700
Dallas, Texas 75219
Customer No. 27683

CERTIFICATE OF SERVICE

The undersigned certifies, under 37 C.F.R. § 42.6, that service was made on the Patent Owner as detailed below.

Date of service	June 5, 2023
Manner of service	Electronic Email: jim@carmichaelip.com; stevenmcbride@carmichaelip.com; Orckit-IPRs@carmichaelip.com
Documents served	**Petitioner's Stipulation for Fintiv Factor #4**
Persons served	James T. Carmichael Stephen McBride CARMICHAEL IP, PLLC 8000 Towers Crescent Drive, 13th Floor Tysons, VA 22182

Respectfully submitted,

/Theodore M. Foster/
Theodore M. Foster
Lead Counsel for Petitioner
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