

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

QUASAR SCIENCE LLC
Petitioner,

v.

COLT INTERNATIONAL CLOTHING, INC. d/b/a COLT LED
Patent Owner.

Case: IPR2023-00611
U.S. Patent No. 10,197,224

**PATENT OWNER'S
REQUEST FOR ADVERSE JUDGMENT**

PATENT OWNER'S UPDATED EXHIBIT LIST

Exhibit No.	Exhibit Description
2001	MacTech LED FAQ web page, MacTech LED, Sun Valley, CA, Nov. 28, 2014, printed/accessed from https://web.archive.org/web/20141128184548/http://www.mactechled.com/faq/
2002	MacTech LED FAQ web page, MacTech LED, Sun Valley, CA, April 1, 2017, printed/accessed from https://web.archive.org/web/20170401011340/http://www.mactechled.com/faq/
2003	U.S. Patent Publication No. 2003/0072156 to Pohlert et al. (Pohlert)
2004	U.S. Patent Publication No. 2004/0105261 to Ducharme et al. (Ducharme '261)
2005	U.S. Patent No. 7,646,029 to Mueller et al. (Mueller '029)
2006	U.S. Patent Publication No. 2010/0102730 to Simon et al. (Simon '730)
2007	"The Vitec Group plc changes its name to Videndum plc," by Marchetti, May 2022, printed/accessed from https://videndum.com/media/videndum-in-action/the-vitec-group-plc-changes-its-name-to-videndum-plc/
2008	Patent Owner Colt's Interrogatories
2009	Declaration of David L. Hoffman
2010	Complaint filed February 17, 2022 against Petitioner Quasar Science LLC (and others) for patent infringement, Case No. 1:22-cv-00213 (Dist. Del.)(“Complaint”)
2011	First Amended Complaint filed June 1, 2022 in Case No. 1:22-cv-00213 (Dist. Del.)(“FAC”)
2012	Docket sheet for Case No. 1:22-cv-00213 (Dist. Del.)(“Litigation Docket”)

2013	Protective Order in Case No. 1:22-cv-00213 (Dist. Del.)(“Protective Order”)
2014	Colt's Initial Infringement Contentions cover document and excerpts re '582 Patent (“Infringement Contentions”)
2015	Declaration of Zhang, Ya Jun (“Zhang Decl.”)
2016	Marketing Material from Petitioner Quasar's website at https://www.quasarscience.com/products/rainbow concerning the Rainbow model, downloaded November 17, 2023
2017	Marketing Material from Petitioner Quasar's online marketing downloaded from https://cdn.shopify.com/s/files/1/0903/0580/files/QS_RR-R2_One-Sheet.pdf concerning the Rainbow 2 model downloaded November 17, 2023
2018	Marketing Material from https://rstvisions.com/products/quasar-q-led-2-r-rainbow-linear-rgbx printed on November 17, 2023
2019	The Vitec Group plc Acquisitions and Trading Update dated April 12, 2019 from Videndum plc's website at www.Videndum.com
2020	Vitec Group PLC entitled “The Vitec Group plc 2021 Full Year Results” dated March 1, 2022 from https://files.q4europe.com/news-pdf/3294/VitecGroup_15348316.pdf (“Vitec 2021 Report”)
2021	Petitioner's Objections and Answers to Patent Owner's Interrogatory Nos. 1 – 5, served January 12, 2024 (“Petitioner's Interrogatory Responses”) (CONFIDENTIAL-PROTECTIVE ORDER MATERIAL)
2021	Petitioner's Objections and Answers to Patent Owner's Interrogatory Nos. 1 – 5, served January 12, 2024 (“Petitioner's Interrogatory Responses”)(PUBLIC-REDACTED)

2022	Declaration of Bradley Brunon ("Brunon Decl.")
2023	Deposition Transcript of Ya Jun Zhang, taken October 12, 2018 ("Zhang Depo Transcript")
2024	Declaration of Guillermo Macias ("Macias Decl.")
2025	Declaration of Fernando Silva ("Silva Decl.")
2026	2022-2023 Q3 Production Report, "No Surprise: Summer of Strikes Sends LA Shoot Days Lower," FilmLA, October 17, 2023, from https://filmla.com/no-surprise-summer-of-strikes-sends-la-shoot-days-lower/ , printed/accessed on 12/5/2023 ("FilmLA 2022-2023 Q3 Report")
2027	Statutory Disclaimer in U.S. Patent No. 10,197,224 and Statement under 37 CFR 3.73 as filed July 9, 2024
2028	USPTO Receipt for Statutory Disclaimer and Statement under 37 CFR 3.73 dated July 9, 2024

As authorized orally by the Board during the Pre-hearing Conference today in the above-identified IPR, Patent Owner requests adverse judgment in this proceeding. Today, Patent Owner has filed a statutory disclaimer in U.S. Patent No. 10,197,224 in the USPTO, a copy of which (along with a Statement under 37 CFR 3.73). Ex. 2027 disclaiming all challenged claims in this proceeding—namely claims 1, 3-4, 7-13, 23, 25-26, 28-39 and 41-45. Ex. 2027. The USPTO receipt for the filing is submitted as Ex.2028.

Adverse judgment terminating the trial is therefore appropriate under 37 C.F.R. § 42.73(b)(2). Cancellation of the hearing scheduled for July 16, 2024 in the subject proceeding is also requested. Petitioner does not object to Patent Owner's request for adverse judgment.

Dated: July 9, 2024

By: /David L. Hoffman/
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **PATENT OWNER'S REQUEST FOR ADVERSE JUDGMENT** was served on July 9, 2024, via email directed to counsel of record for Petitioner at the following:

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Respectfully submitted,
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