

Sayem Osman

From: Vincent, Robert <RVincent@gibsondunn.com>
Sent: Monday, March 27, 2023 2:43 PM
To: QE SurgeTech v Uber; Blumenfeld, Jack; Tigan, Jeremy A.
Cc: *** GDC-Uber-SurgeTech
Subject: SurgeTech, LLC v. Uber Technologies, Inc.

Counsel,

Uber is filing IPR petitions challenging claims of the '598, '999, and '047 patents. For each of Uber's petitions on which the Board institutes an IPR, Uber stipulates that it will not pursue in the parallel D. Del. district court case (No. 22-CV-882-GBW) any invalidity argument against the claims challenged in that instituted IPR using any anticipation or obviousness ground that includes Uber's primary reference in the IPR petitions, U.S. Patent Application Publication No. 2007/0075136 ("Jacob").

Sincerely,

Robert A. Vincent

GIBSON DUNN

Gibson, Dunn & Crutcher LLP
2001 Ross Avenue Suite 2100, Dallas, TX 75201
Tel +1 214.698.3281 • Cell
RVincent@gibsondunn.com • www.gibsondunn.com