

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

WESTERN DIGITAL TECHNOLOGIES, INC.
Petitioner,

v.

SHAMROCK INNOVATIONS, LLC
Patent Owner.

Case IPR2023-00754
U.S. Patent 8,060,675

**PATENT OWNERS' WAIVER OF PRELIMINARY RESPONSE
UNDER 37 C.F.R. § 42.107**

Pursuant to 35 C.F.R. § 42.107(b), Patent Shamrock Innovations, LLC. submits this Waiver of Preliminary Response to Petitioners' Petition for Inter Partes Review of U.S. Patent No. 8,060,675. Patent Owner has elected to defend the challenged claims in this proceeding on the merits, should the Board choose to institute a trial. U.S. Patent No. 8,060,675 expired August 6, 2018.

Patent Owner is not challenging institution because, among other reasons, it seeks the benefits of IPR estoppel precluding challenge to the validity of these claims in district court (or elsewhere) on any ground that the petitioner "raised or reasonably could have raised during" the IPR. 35 U.S.C. § 315(e).

Patent Owner reserves all rights to respond to any institution decision and to all arguments made in the Petition, including but not limited to all arguments that the references are not prior art.

Dated: July 28, 2023

Respectfully submitted,

/Ragnar Olson/
Ragnar Olson
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CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e)(1))

The undersigned hereby certifies that on July 28, 2023, a complete and correct copy of the foregoing PATENT OWNER'S WAIVER OF PRELIMINARY RESPONSE UNDER 37 C.F.R. § 42.107 was served via electronic mail on the following counsel of record for Petitioner:

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