## Josh Griswold

**From:** John Johnson
**Sent:** Friday, October 20, 2023 6:42 PM
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**Cc:** SERVICE - FR Duplo/MGI; Josh Griswold; Rishi Gupta
**Subject:** MGI/Duplo USA - Stipulation

Dear Counsel,

We write to let you know that we stipulate that, if the Patent Trial and Appeal Board ("PTAB") institutes *inter partes review* (IPR) of the claims of U.S. Patent No. 8,506,031 challenged by PTAB proceeding IPR2023-00935, and only while the IPR is pending, Duplo will not advance against the same claims of the '031 patent in Civil Action No. 8:22-cv-00979: (1) the same grounds advanced in the instituted IPR, or (2) any grounds that could have reasonably been raised against those same claims in PTAB proceeding IPR2023-00935. This stipulation addresses all claims of the '031 patent that MGI is currently asserting in the district court.

Separately, we stipulate that that, if the PTAB institutes inter partes review (IPR) of the claims of U.S. Pat. No. 8,783,806 challenged by PTAB proceeding IPR2023-00936, and only while the IPR is pending, Duplo will not advance against the same claims of the '806 patent, and claims 8 and 27, in Civil Action No. 8:22-cv-00979: (1) the same grounds advanced in the instituted IPR, or (2) any grounds that could have reasonably been raised against those same claims in PTAB proceeding IPR2023-00936. This stipulation addresses all claims of the '806 patent that MGI is currently asserting in the district court.

**John T. Johnson** :: Fish & Richardson P.C. :: 212 641 2202

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Exhibit 1022
Duplo v. MGI
IPR2023-00936