UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WISCONSIN

Johnson Health Tech Co., Ltd., Johnson Health Tech North America, Inc., Plaintiffs, vs. Peloton Interactive, Inc., Defendant.	Case No. 3:22-cv-606-jdp

DEFENDANT'S *SOTERA WIRELESS* STIPULATION REGARDING INVALIDITY CONTENTIONS

Defendant Peloton Interactive, Inc. ("Peloton") submits this stipulation regarding invalidity contentions. On November 21, 2023, the Patent Trial and Appeal Board ("PTAB") instituted *inter partes* review ("IPR") of U.S. Patent No. 10,032,227, ("'227 patent"), U.S. Patent No. 10,796,375 ("'375 patent"), and U.S. Patent No. 11,227,340 ("'340 patent").

On August 2, 2023, Peloton filed IPR2023-01163 with the PTAB requesting *inter partes* review of the '227 patent. Petition IPR2023-01163 asserts the following six grounds of unpatentability with respect to the '227 patent:

IPR Ground	Claims	Grounds of Unpatentability
1	1-9, 12, 14-20	Obviousness under 35 U.S.C. § 103 over U.S. Patent Pub. No. 2010/0160115 ("Morris") and U.S. Patent No. 9,785,827 ("Ray")
2	10-11, 13, 20	Obviousness under 35 U.S.C. § 103 over Morris, Ray, and U.S. Patent No. 7,736,273 ("Cox")
3	1-6, 14-20	Obviousness under 35 U.S.C. § 103 over Ray and Applicant Admitted Prior Art ("AAPA")
4	10-11, 20	Obviousness under 35 U.S.C. § 103 over Ray, AAPA, and Cox
5	7-9, 12	Obviousness under 35 U.S.C. § 103 over Ray, AAPA, and U.S. Patent No. 8,574,131 ("Daly")

IPR Ground	Claims	Grounds of Unpatentability
6	13	Obviousness under 35 U.S.C. § 103 over Ray, AAPA, Daly, and Cox

Peloton hereby stipulates that Peloton will not argue in this case that the claims of the ’227 patent are invalid in view of the grounds Peloton either raised or could reasonably have raised in IPR2023-01163.

On August 2, 2023, Peloton filed IPR2023-01164 with the PTAB requesting *inter partes* review of the ’375 patent. Petition IPR2023-01164 asserts the following four grounds of unpatentability with respect to the ’375 patent:

IPR Ground	Claims	Grounds of Unpatentability
1	1-7, 10-20	Obviousness under 35 U.S.C. § 103 over Morris and Ray
2	8-9, 18	Obviousness under 35 U.S.C. § 103 over Morris, Ray, and Cox
3	1-3, 6-7, 10-16, 19-20	Obviousness under 35 U.S.C. § 103 over Ray and AAPA
4	8-9, 18	Obviousness under 35 U.S.C. § 103 over Ray, AAPA, and Cox

Peloton hereby stipulates that Peloton will not argue in this case that the claims of the ’375 patent are invalid in view of the grounds Peloton either raised or could reasonably have raised in IPR2023-01164.

On August 2, 2023, Peloton filed IPR2023-01165 with the PTAB requesting *inter partes* review of the ’340 patent. Petition IPR2023-01165 asserts the following three grounds of unpatentability with respect to the ’340 patent:

IPR Ground	Claims	Grounds of Unpatentability
1	1-20	Obviousness under 35 U.S.C. § 103 over Morris and Ray

IPR Ground	Claims	Grounds of Unpatentability
2	1-17, 19-20	Obviousness under 35 U.S.C. § 103 over Ray and AAPA
3	1, 4-6, 8-9, 12	Obviousness under 35 U.S.C. § 103 over U.S. Patent App. Pub. No. 2009/0176629 ("Yi")

Peloton hereby stipulates that Peloton will not argue in this case that the claims of the '340 patent are invalid in view of the grounds Peloton either raised or could reasonably have raised in IPR2023-01165.

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s/Christopher G. Hanewicz

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