UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD.,

Petitioner,

v.

HEADWATER RESEARCH LLC,

Patent Owner

Case IPR2023-01336
Patent 9,137,701

JOINT MOTION TO TERMINATE

UPDATED EXHIBIT LIST

SAMSUNG-1001	U.S. Patent No. 9,137,701 to Raleigh, et al. ("the '701 Patent")
SAMSUNG-1002	Excerpts from the Prosecution History of the '701 Patent ("the Prosecution History")
SAMSUNG-1003	Declaration and Curriculum Vitae of Patrick McDaniel
SAMSUNG-1004	Complaint, *Headwater Research LLC v. Samsung Electronics Co., Ltd. et al.*, 2:22-cv-00422, E.D. Tex., October 26, 2022
SAMSUNG-1005	U.S. Pat. App. Pub. No. 2006/0039354 ("Rao")
SAMSUNG-1006	U.S. Pat. App. Pub. No. 2007/0038763 ("Oestvall")
SAMSUNG-1007	U.S. Pat. App. Pub. No. 2009/0207817 ("Montemurro")
SAMSUNG-1008	RESERVED
SAMSUNG-1009	U.S. Pat. App. Pub. No. 2008/0080458 ("Cole")
SAMSUNG-1010	U.S. Pat. No. 5,987,611 ("Freund")
SAMSUNG-1011	U.S. Pat. App. Pub. No. 2009/0217065 ("Araujo")
SAMSUNG-1012	RESERVED
SAMSUNG-1013	U.S. Pat. No. 8,381,127 ("Singh")
SAMSUNG-1014	U.S. Pat. App. Pub. No. 2007/0173283A1 ("Livet")
SAMSUNG-1015	U.S. Pat. No. 8,413,172 ("Sng")

SAMSUNG-1016	Flinn, Jason, et al. "The case for intentional networking," Proceedings of the 10th Workshop on Mobile Computing Systems and Applications, 2009 ("Flinn")
SAMSUNG-1017	Carter, Casey et al., "Contact networking: a localized mobility system," Proceedings of the 1st International Conference on Mobile systems, Applications and Services, 2003 ("Carter")
SAMSUNG-1018	RESERVED
SAMSUNG-1019	U.S. Pat. App. Pub. No. 2009/0019022 ("Schallert")
SAMSUNG-1020	David Flanagan, O'Reilly & Associates, Inc., "Java in a Nutshell," 1996, ISBN: I-56592-183-6
SAMSUNG-1021	W. Richard Stevens, et. al, "UNIX Network Programming Volume 1, Third Edition: The Sockets Networking API," 2004, ISBN: 0-13-141155-1
SAMSUNG-1022	U.S. Pat. App. Pub. No. 2009/0093247 ("Srinivasan")
SAMSUNG-1023	U.S. Pat. App. Pub. No. 2008/0311897 ("Segal")
SAMSUNG-1024	Buxton, B., "Integrating the Periphery and Context: A New Model of Telematics," in Proceedings of Graphics Interface '95, 1995
SAMSUNG-1025	Hinckley et. al, "Foreground and background interaction with sensor-enhanced mobile devices," ACM Trans. Comput. Hum. Interact., vol. 12, no. 1, pp. 31–52, Mar. 2005
SAMSUNG-1026	International Publication No. WO 03/100581 ("Dive-Reclus")
SAMSUNG-1027	U.S. Pat. No. 7,757,185 ("Paquette")

SAMSUNG-1028	Westerinen, et al., IETF RFC 3198, Terminology for Policy-Based Management, November 2001, available at https://www.ietf.org/rfc/rfc3198.txt
SAMSUNG-1029	Durham, et. al., IETF RFC 2748, "The COPS (Common Open Policy Service) Protocol," January 2000, downloaded from the internet at https://www.rfc-editor.org/rfc/rfc2748.html on August 1, 2023
SAMSUNG-1030	First Amended Docket Control Order, *Headwater Research LLC v. Samsung Electronics Co., Ltd. et al.*, 2:22-cv-00422, E.D. Tex., April 21, 2023
SAMSUNG-1031	Memorandum, Interim Procedure for Discretionary Denials in AIA Post-Grant Proceedings with Parallel District Court Litigation (USPTO June 21, 2022) ("Director's Guidance")
SAMSUNG-1032	Samsung Stipulation letter regarding IPR grounds in District court litigation
SAMSUNG-1033	First Amended Complaint, *Headwater Research LLC v. Samsung Electronics Co., Ltd. et al.*, 2:22-cv-00422, E.D. Tex., November 30, 2022
SAMSUNG-1034	W. Richard Stevens, UNIX Network Programming, Prentice Hall, 1990
SAMSUNG-1035	A. Freier, et al., The Secure Sockets Layer (SSL) Protocol Version 3.0, Internet Engineering Task Force (IETF), Request for Comments: 6101, ISSN: 2070-1721, August 2011, available at https://datatracker.ietf.org/doc/html/rfc6101
SAMSUNG-1036	Email from Board dated January 22, 2024 authorizing Petitioner's Reply to Patent Owner's Preliminary Response
SAMSUNG-1037	CONFIDENTIAL Settlement Agreement

The Parties in this case have reached a settlement that addresses this proceeding. The Parties therefore contacted the Board on July 24, 2024, to inform the Board of the settlement and request instructions regarding termination of this proceeding. In accordance with the Board's email instructions received on July 25, 2024, the Parties hereby jointly submit this motion to terminate. The Parties respectfully request that the Board terminate IPR2023-01336.

Pursuant to 35 U.S.C. § 317(b), 37 C.F.R. § 42.74, and the Board's e-mail, the Parties have concurrently filed the Settlement Agreement as Exhibit 1037. The Parties state that there are no other agreements, oral or written, between the Parties made in connection with, or in contemplation of, the termination of the proceeding. The Parties have concurrently filed a joint request to treat the Settlement Agreement as confidential business information pursuant to 37 C.F.R. § 42.74(c), consistent with the provisions of the Agreement.

Respectfully submitted,

Dated July 29, 2024

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CERTIFICATE OF SERVICE

Pursuant to 37 CFR § 42.6(e), the undersigned certifies that on July 29, 2024, a complete and entire copy of this Joint Motion to Terminate and Exhibit 1037 were provided by email, to the Patent Owner, by serving the correspondence addresses of record as follows:

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