

From: Greene, Bert A. <BGreene@duanemorris.com>
Sent: Wednesday, January 10, 2024 11:19 AM
To: Nicholas T. Matich
Cc: Greenthread-Cirrus-MS; Liddell, Andrew
Subject: RE: Key Foundry
Attachments: [REDACTED] and Subsidiaries Consolidated Interim Financial Statements Sep. 2023.pdf

Nick:

While we think the info we have supplied you to date is more than enough to verify that Key Foundry is owned by Greenthread licensee [REDACTED], please see the attached additional document. This document is the English version of [REDACTED]'s Consolidated Interim Financial Statements for 3Q of 2023, which is also available at [REDACTED] homepage [REDACTED]. As page 11 of this document plainly shows, [REDACTED] has 100% of ownership of Key Foundry Co., Ltd.

To reiterate what we have told you going all the way back to 10/20/23, the CS5346 product identified in Greenthread's infringement contentions is fabricated for Cirrus by Key Foundry (which, again, is a subsidiary of [REDACTED]). The sworn declaration of Michael Krause we sent you on 11/29/23 and associated purchase order found at p. 48 of that PDF file confirm that the product in question is made by for Cirrus by Key Foundry. Therefore, because [REDACTED] and its subsidiaries are licensed under the asserted patents per the Patent License Agreement that Greenthread produced bearing Bates number GT-WDTX-CL 0001678, the product in question is clearly a licensed product and we will continue to treat it as such in this case for all purposes. While it would be good for all involved for you to confirm that Greenthread is officially dropping its infringement allegations against that product due to the product's licensed status, we intend to continue treating the product as a licensed product going forward regardless of whether Greenthread confirms it is dropping the product. Because the product is clearly licensed, any attempts by Greenthread to continue litigating that product will continue to be at Greenthread's own peril.

Regards-

Bert

Bert Greene

Managing Partner, Austin

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From: Nicholas T. Matich <nmatich@McKoolSmith.com>
Sent: Tuesday, January 9, 2024 8:13 AM
To: Greene, Bert A. <BGreene@duanemorris.com>
Cc: Greenthread-Cirrus-MS <Greenthread-Cirrus-MS@mckoolsmith.com>
Subject: Key Foundry

Bert,

You previously asked us to drop our infringement allegations regarding certain products that you said were licensed through RPX, because they were made by Key Foundry. As we have said, we do not wish to pursue claims for products for which Cirrus Logic plans to assert a valid license defense. As we also have said, we are not familiar with Key Foundry. We appreciate you sending us news articles indicating that Key Foundry is a subsidiary of one of Greenthread's licensees. However, Greenthread is not comfortable dropping its allegation based on inadmissible and potentially inaccurate news reports. We also clicked on the link you said was to a statement from Key Foundry's CEO. That link redirected us to what appears to be the Key Foundry home page. The page was primarily in Korean and did not appear to include the statement you indicated. Please let us know if Cirrus Logic can provide some verification of the relationship between Key Foundry and a Greenthread licensee.

Best,
Nick

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