

**From:** [Director\\_PTABDecision\\_Review](#)  
**To:** [Michael D. Saunders](#); [Bryan D. Atkinson](#); [McMahon, Charles](#); [Li, Sean](#); [Tipescu, Mircea](#); [DaMario, Thomas](#)  
**Subject:** RE: IPR2024-00094, Inergy Technology, Inc., v. Force MOS Technology Co., Ltd - Request to Supplement Record for Director Review  
**Date:** Tuesday, June 17, 2025 7:09:00 AM  
**Attachments:** [image001.png](#)  
[image002.png](#)  
[image003.png](#)

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Counsel,

Patent Owner's request to file supplemental evidence in support of its Request for Director Review is denied.

Thanks.

IPR2024-00094  
Ex. 3101

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**From:** Michael D. Saunders <MSaunders@dickinson-wright.com>  
**Sent:** Thursday, June 12, 2025 12:20 PM  
**To:** Director\_PTABDecision\_Review <Director\_PTABDecision\_Review@uspto.gov>  
**Cc:** Bryan D. Atkinson <BATkinson@dickinson-wright.com>; McMahon, Charles <CMcMahon@beneschlaw.com>; Li, Sean <SLi@beneschlaw.com>; Tipescu, Mircea <MTipescu@beneschlaw.com>; DaMario, Thomas <TDaMario@beneschlaw.com>  
**Subject:** IPR2024-00094, Inergy Technology, Inc., v. Force MOS Technology Co., Ltd - Request to Supplement Record for Director Review

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Director Review:

On behalf of Patent Owner in the above-entitled proceeding, we request leave pursuant to 37 C.F.R. 42.75(c)(3) to supplement the record in connection with Patent Owner's planned request for director review of the final written decision in this IPR. Patent Owner requests leave to file the following four new exhibits, which are documents from the docket of *Force Mos Technology Co., Ltd. v. ASUSTeK Computer, Inc.*, No. 2:22-cv-00460-JRG (E.D. Tex.), a co-pending litigation involving the same patent between Patent Owner and real-party-in-interest ASUSTeK Computer, Inc:

| ECF Docket Number | Document Title                                                                               | Date Filed     |
|-------------------|----------------------------------------------------------------------------------------------|----------------|
| 358               | Jury Verdict                                                                                 | Feb. 13, 2025  |
| 417               | Redacted version of Trial Transcript, Volume 3                                               | April 16, 2025 |
| 420               | Findings of Fact and Conclusion of Law<br>[Regarding Defendant's Inequitable Conduct Claims] | June 11, 2025  |
| 421               | Final Judgment                                                                               | June 11, 2025  |

Patent Owner submits that there is good cause to supplement the record with these documents

because: (i) they are persuasive authority because, faced with the same theories for the same patent, the jury and Court reached different conclusions than the Board; and (ii) the judgment and findings of fact and conclusions of law were only entered yesterday, and none of these documents were available during the evidence period of this IPR.

We have conferred with Petitioner's counsel, and Petitioner's position is:

Petitioner understands that Patent Owner seeks to expand the record by filing over 300 pages of alleged "persuasive authority" from *Force Mos Technology Co., Ltd. v. ASUSTeK Computer, Inc.*, No. 2:22-cv-00460-JRG (E.D. Tex.). Petitioner opposes Patent Owner's request for three reasons: (1) it would be inappropriate to expand the record at this late stage, particularly where Petitioner has no automatic right to respond on the merits; (2) the vast majority of the 300+ pages are not supplemental authority and would constitute new evidence (*e.g.*, trial transcripts); and (3) the proposed new materials are irrelevant because they come from a different proceeding involving different substantive claims governed by a different burden of proof than the Director and the Board apply in *inter partes* review proceedings.

Respectfully submitted,  
Michael Saunders  
Counsel for Patent Owner Force MOS Technology Co., Ltd.



[Michael D. Saunders](#)

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*For docketing purposes of patent & trademark matters only*, please add the appropriate email of [dwpatents@dickinson-wright.com](mailto:dwpatents@dickinson-wright.com) or [dwtrademarks@dickinson-wright.com](mailto:dwtrademarks@dickinson-wright.com) to any emails being sent to our office. Thank you.

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