

November 1, 2023

Jay Nuttall
Steptoe & Johnson LLP
227 West Monroe Street, Suite 4700,
Chicago, IL 60606
Email: jnuttall@steptoe.com

Re: *Fendgo LLC v. Samsung Electronics Co., Ltd., et al.*, Case No. 2:23-cv-00221-JRG (E.D. Tex.)

Counsel:

We write regarding petitions for inter partes review (IPR) being filed with the Patent Trial and Appeal Board (PTAB) to address claims of U.S. Patent No. 11,265,404 (“the ’404 patent”). Samsung hereby stipulates that:

- Unless the PTAB denies or later vacates institution of IPR2024-00113, Samsung Electronics Co., Ltd., and Samsung Electronics, America, Inc., (collectively, “Samsung”) will not pursue, with respect to the ’404 patent in Case No. 2:23-cv-00221-JRG, invalidity of the challenged claims based on the grounds instituted in IPR2024-00113, or based on any 35 U.S.C. §§ 102, 103 grounds including U.K. Publication GB 2 401 752A (“Walker”), U.S. Patent 6,807,564 (“Zellner”), U.S. Patent 6,839,552 (“Martin”), WO 2004/056000 A1 (“Kim”), or U.S. Patent 6,449,472 (“Dixit”).
- Unless the PTAB denies or later vacates institution of IPR2024-00114, Samsung will not pursue, with respect to the ’404 patent in Case No. 2:23-cv-00221-JRG, invalidity of the challenged claims based on the ground instituted in IPR2024-00114, or based on any 35 U.S.C. §§ 102, 103 grounds including U.S. Publication 2006/0201964 (“DiPerna964”) or U.S. Patent 10,460,590 (“Strack”).

Samsung v. Fendgo
IPR2024-00114
Exhibit 1036

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Best regards,

/s/ Jin-Suk Park
Jin-Suk Park