From:	Jim Glass
To:	Director_PTABDecision_Review
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Subject:	IPR2024-00318
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Attachments:	IPR2024-00318 Request for Director Review.pdf

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Dear Honorable Director Vidal,

I am lead counsel for Petitioners Samsung Electronics America, Inc. and Samsung Electronics Co., Ltd. in IPR2024-00318. As required by the Revised Interim Director Review Process, Petitioners notify the Director that Petitioners have filed a Request for Director Review of the Board's decision not to institute. A courtesy copy is attached.

The reason for the Request is that the Board's interpretation of the claims reads out the specification's preferred embodiment—indeed, it reads out the specification's only embodiment for claim 14. As explained more fully in the Request, in denying institution, the Board rejected the prior art's use of a static "second network," instead requiring that Petitioners show cycling of different "second network" coverages. In narrowing the claims, the Board abused its discretion because: (1) the Board's narrowing of the claims excludes several embodiments, including the only embodiment for Claim 14, which expressly disclose a "static" "second network" that "may be provided at all times" "for all devices," and (2) the Board read in additional, negative limitations despite Claims 1 and 14 being "comprising" claims.

Petitioners respectfully request that the decision be vacated, and this IPR instituted.

Respectfully submitted,

James Glass
Lead Counsel for Petitioners

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