1 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2 PATENT TRIAL AND APPEAL BOARD

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CERTIFIED COPY

4 IN RE PATENT OF:)
) US Patent No. 9,445,041
5) Proceeding No. IPR2023-00910
)
6 SAMSUNG ELECTRONICS CO.,) US Patent No. 8,139,150
LTD.,) Proceeding No. IPR2024-00245
7)
Petitioner,) US Patent No. 9,986,303
8) Proceeding No. IPR2024-00327
vs.)
9) US Patent No. 10,218,995
ADVANCED CODING) Proceeding No. IPR2024-00372
10 TECHNOLOGIES, LLC,)
) US Patent No. 8,090,025
11 Patent Owner.) Proceeding No. IPR2024-00374
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16 REPORTER'S TRANSCRIPT OF PROCEEDINGS

17 AUGUST 28, 2024

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Reported by: LINDSAY JAGICH, CSR NO. 13889
24 Reference Number: 39843-0168IP1, 39843-0169IP1,
39843-0170IP1, 39843-0171IP1, 39843-0172IP1
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Exhibit 1037
Samsung v. ACT
IPR2024-00327

1 APPEARANCES OF COUNSEL:

2

For the PETITIONER:

3

FISH & RICHARDSON
4 BY: JEREMY MONALDO
1000 Southwest Maine Avenue, Suite 1000
5 Washington, D.C. 20024
202-626-6395
6 Monaldo@fr.com

7 For the PATENT OWNER:

8 FABRICANT LLP
BY: PETER LAMBRIANAKOS
9 411 Theodore Fremd Avenue, Suite 206 South
Rye, New York 10580
10 (212) 257-5797
Plambrianakos@fabricantllp.com

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CHRONOLOGICAL AND ALPHABETICAL INDEX OF WITNESSES

(NONE)

EXHIBITS

(NONE)

Proceedings Via Telephone;

Wednesday, August 28, 2024

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JUDGE ENGELS: Hello. This is Judge Nathan Engels with the Patent Trial and Appeal Board.

This is a telephone conference to discuss Case Numbers IPR2023-00910, IPR024-00245, IPR2024-00327, IPR0024-00372, and IPR2024-00374.

Can we begin with appearances from the parties.

Who's on the line for petitioner?

MR. MONALDO: Good morning, your Honor. This is Jeremy Monaldo for Petitioner Samsung.

JUDGE ENGELS: And who's on the line for patent owner?

MR. LAMBRIANAKOS: Good morning, your Honor. This is Peter Lambrianakos for the patent owner.

JUDGE ENGELS: And do we have a court reporter on the line?

THE REPORTER: Good morning, your Honor. This is Lindsay Jagich. I'm the court reporter.

JUDGE ENGELS: Thank you very much.

With me on the line are Judges Repko and Judge Gerstenblith.

We're here today to discuss petitioner's E-mail -- it's about the joint E-mail notifying the Board

of a potential settlement; and we'd like to, I guess, begin with a summary of where the parties are in the settlement process, beginning with petitioner.

MR. MONALDO: Thank you, your Honor.

So the parties have reached a settlement in principle. They're working to finalize the agreement.

The parties have represented to each other that they would endeavor to have the settlement agreement completed by September 13th of this year. That's not a hard deadline. Delays could happen, but that is what the parties are working toward, so that would be what we would expect to occur and hopefully be in position to file motions to terminate or at least provide the Board with an update the following week, the week of September 16th through 20th.

JUDGE ENGELS: Thank you.

And, patent owner, is that consistent with your understanding?

MR. LAMBRIANAKOS: Yes, your Honor, that is consistent with our understanding. We have received a -- forms of settlement agreement from -- from Samsung, and we're working on those now, and we believe the process is moving forward, and we think that the September 13th date that the parties agreed to is a realistic one.

JUDGE ENGELS: Okay. So we are -- are not going

to stay these cases. As you likely know, the Patent Trial and Appeal Board is bound by statutory deadlines; and in particular to the '910 case, the deadline for the final written decision is approaching.

That said, we -- we will take the hearing for the '910 case off calendar, and we can issue an order reflecting that. We'll note that if it does -- if settlement discussions in the process does extend too close to the deadline for the final written decision, there does become a point where we have to move forward.

And -- and to that end, I suppose we will ask whether the parties still intend to -- to have oral arguments or whether they would waive oral arguments, you know, depending on the timing.

At this point we will expressly authorize the parties to file a joint motion to terminate and a request to keep separate the settlement agreement along with filing true and correct copies of any agreements relating to settlement. You do not need to request the Board -- the Board's authorization to file those. We will consider this that authorization.

And we would -- we would ask that you all keep us apprised of the -- the process for a written settlement agreement, particularly if it does look like it will extend beyond September 13th, your projected

timing. And to that end, we perhaps could even request that you all provide an update even sooner, maybe next Friday, September 6th.

But -- and then the parties had also E-mailed regarding petitioner's potential request to file motions in the '372 and '374 case. You know, given the -- the status of potential settlement, we'd ask the parties to notify us if there is, in fact, a need for another call to discuss those potential motions.

Similarly the parties can discuss -- confer with each other and agree for adjustment of Due Dates 1 through 3 in those cases as necessary.

Are there any other issues to discuss today from the parties' view?

MR. MONALDO: Not from petitioner, your Honor.

MR. LAMBRIANAKOS: Not from patent owner, your Honor.

JUDGE ENGELS: Okay. One -- give me one moment, please.

Okay. Very well. That's all we need to discuss today. As I mentioned, we'll issue an order to the '910 case taking the hearing off calendar, and -- and please do keep us apprised of any discussions.

And if petitioner could see to it that this transcript of this call is filed in the record for each

case, that would be helpful.

MR. MONALDO: Yes, we will make sure the transcript is filed, your Honor.

JUDGE ENGELS: Thank you very much. Let's go off the record, and that's all for today.

(The proceedings concluded at 8:08 a.m.)

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	)
	) US Patent No. 8,090,025
Patent Owner.	) Proceeding No. IPR2024-00374
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I, LINDSAY JAGICH, CSR NUMBER 13889, DO HEREBY CERTIFY THAT I DID CORRECTLY REPORT THE PROCEEDINGS CONTAINED HEREIN AND THAT THE FOREGOING PAGES 1 THROUGH 8, INCLUSIVE, COMPRISE A FULL, TRUE, AND CORRECT TRANSCRIPT OF THE PROCEEDINGS AND TESTIMONY TAKEN IN THE MATTER OF THE ABOVE-ENTITLED CAUSE ON WEDNESDAY, AUGUST 28, 2024.

DATED THIS 28TH DAY OF AUGUST, 2024.

LINDSAY JAGICH, CSR NO. 13889

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