

From: [Josh Griswold](#)
To: [Trials](#)
Cc: jmilkey@raklaw.com; rak_almondnet@raklaw.com; [IPR56090-0004IP2](#); [IPR56090-0004IP1](#); [David Holt](#)
Subject: RE: Response to General Order regarding related matters; IPR2024-00421/IPR2025-00128 and IPR2024-00422/IPR2025-00129
Date: Friday, October 3, 2025 2:06:41 PM
Attachments: [image001.png](#)

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Your Honors,

In response to the request for a joint email briefly stating the relevance of each of the cited documents, Petitioner and Patent Owner provide the following brief statements of relevance:

- EX PARTE REEXAMINATION OF U.S. PATENT NO. 8,677,398, App. No. 90/015,284 Notice of Intent to Issue Reexamination Certificate and subsequent Reexamination Certificate
 - Addresses a combination involving Baig and Zwicky regarding the related '398 patent.
- META PLATFORMS, INC. ET AL V. ALMONDNET, INC. ET AL, IPR2023-01281 Final Written Decision
 - Addresses a combination involving Baig regarding the related '878 patent.
- ROKU, INC. V. ALMONDNET, INC. ET AL., 1:21-cv-01035 Memorandum Order
 - Construes '260 patent claim term "automatically" and variations in related '398, '164, '069 and '198 patents.
- ALMONDNET, INC. ET AL., V. MICROSOFT CORP., ET AL., 6:21-cv-00897 Claim Construction Order
 - Construes '260 patent claim term "automatically" and variations.

Best regards,

Joshua Griswold, Lead Counsel for Viant Technology LLC

Joshua A. Griswold

Office Managing Principal ■ Fish & Richardson P.C.

T: 214 292 4034 | griswold@fr.com | [Bio](#)

From: Trials <Trials@USPTO.GOV>

Sent: Monday, September 29, 2025 3:46 PM

To: Josh Griswold <griswold@fr.com>; Trials <Trials@USPTO.GOV>

Cc: jmilkey@raklaw.com; rak_almondnet@raklaw.com; IPR56090-0004IP2 <IPR56090-0004IP2@fr.com>; IPR56090-0004IP1 <IPR56090-0004IP1@fr.com>; David Holt <DTH@fr.com>

Subject: RE: Response to General Order regarding related matters; IPR2024-00421/IPR2025-00128 and IPR2024-00422/IPR2025-00129

[This email originated outside of F&R.]

Counsel,

From the Board: Within 5 business days, the parties shall submit a joint email briefly stating the relevance of each of the cited documents.

Regards,

Andrew Kellogg,
Deputy Chief Clerk, Trials
Patent Trial and Appeal Board
USPTO
andrew.kellogg@uspto.gov
(571) 272-5366



From: Josh Griswold <griswold@fr.com>

Sent: Friday, September 26, 2025 5:38 PM

To: Trials <Trials@USPTO.GOV>

Cc: jmilkey@raklaw.com; rak_almondnet@raklaw.com; IPR56090-0004IP2 <IPR56090-0004IP2@fr.com>; IPR56090-0004IP1 <IPR56090-0004IP1@fr.com>; David Holt <DTH@fr.com>

Subject: Response to General Order regarding related matters; IPR2024-00421/IPR2025-00128 and IPR2024-00422/IPR2025-00129

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Your Honors,

In connection with IPR2024-00421/IPR2025-00128 and IPR2024-00422/IPR2025-00129, the

parties wish to report the following developments not already of record in the proceedings:

- EX PARTE REEXAMINATION OF U.S. PATENT NO. 8,677,398, App. No. 90/015,284
Notice of Intent to Issue Reexamination Certificate and subsequent Reexamination Certificate
- META PLATFORMS, INC. ET AL V. ALMONDNET, INC. ET AL, IPR2023-01281 Final
Written Decision
- ROKU, INC. V. ALMONDNET, INC. ET AL., 1:21-cv-01035 Memorandum Order
- ALMONDNET, INC. ET AL., V. MICROSOFT CORP., ET AL., 6:21-cv-00897 Claim
Construction Order

Best regards,

Joshua Griswold, Lead Counsel for Viant Technology LLC

Joshua A. Griswold

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