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February 9, 2024

VIA ELECTRONIC MAIL

Thomas J. Friel, Jr.
KING & SPALDING LLP
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Re: *Staton Techiya, LLC v. Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc.*, Case No. 2:23-cv-00319 (E.D. Tex. 2023)

Dear Thomas:

We write regarding the petition for *inter partes* review (IPR) that is being filed against one of the patents in suit, U.S. Patent No. 11,610,587 (“the ’587 patent”). Samsung hereby stipulates that, if the Patent Trial and Appeal Board (PTAB) institutes the IPR petition on the grounds presented (a table of which is included below), then Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. (collectively, “Samsung”) will not pursue those same instituted grounds against the same patent claims in the above-captioned litigation, 2:23-cv-00319.

In so stipulating, Samsung seeks to avoid multiple proceedings addressing the validity of the ’587 patent-in-suit based on the same grounds. Rather, consistent with Congressional intent, Samsung wishes the patentability of this patent over those grounds to be addressed at the PTAB. But, for the sake of clarity and to avoid any doubt, if the PTAB declines institution of the IPR or later vacates institution of the IPR, Samsung reserves the right to pursue the grounds of that IPR in this litigation.

The IPR petition relies on the following prior art references:

- Andreasson (U.S. Publication 2007/0281744A1)
- Broussard (U.S. Publication 2006/0195322A1)
- Bulthuis (U.S. Publication 2003/0032447A1)

Samsung et. al. v. Techiya IPR2024-00559 Exhibit 1035

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- Couper (U.S. Publication 2008/0162133A1)
- Fiedler (U.S. Patent 6,804,638)
- Victorian (EP1519625A2)

The IPR grounds are as follows:

Patent No.	Ground No.	Claims	Prior Art Basis of Ground
11610587	1A	1, 3, 4, 12	§103: Fiedler and Broussard
	1B	5–9	§103: Fiedler, Broussard, and Victorian
	1C	8	§103: Fiedler, Broussard, Victorian, and Andreasson
	1D	10, 11	§103: Fiedler, Broussard, and Couper
	2	1, 2	§103: Fiedler, Broussard, and Bulthuis

Sincerely,

/s/ Nikhil Krishnan

Nikhil Krishnan

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