

From: [Brenda Entzminger](#)
To: [Trials](#)
Cc: [AGNC Nintendo](#); [Brigham, Matthew](#); [Mace, Andrew](#); [Chen, Dena](#); [Lauppe, Patrick W.](#); [Weinstein, Mark](#); [Smith, Stephen](#)
Subject: Nintendo v. American GNC, IPR2024-00667 and -00668
Date: Wednesday, December 11, 2024 7:44:25 PM
Attachments: [image001.png](#)
[image002.png](#)

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Dear Honorable Board,

On October 9, 2024, Patent Owner American GNC sought authorization to file a Motion for Additional Discovery, directed to the issue of whether STMicro is a real-party-in-interest or privy for purposes of 35 U.S.C. § 315(e) or (b). *See, e.g.*, IPR2024-00667, Paper 10 at 5-8. Petitioners opposed the request.

The Board held a conference with both parties on Tuesday, October 15, 2024 at 3:30 pm ET.

Per the Board's request, Patent Owner filed with the Board a transcript of the October 15, 2024 proceedings. *See, e.g.*, IPR2024-00667, Paper 19.

Please let us know if the Board has reached a decision on Patent Owner's request.

Thank you.

Respectfully,
Brenda Entzminger
Counsel for Patent Owner



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thereof. Thank you.

From: Corey Johanningmeier <cjohanningmeier@bdiplaw.com>
Sent: Wednesday, October 9, 2024 8:21 PM
To: Trials@uspto.gov
Cc: Brenda Entzminger <bentzminger@bdiplaw.com>; Brigham, Matthew <mbrigham@cooley.com>; Weinstein, Mark <mweinstein@cooley.com>; AGNC_Nintendo <BDIP_AGNC_Nintendo@bdiplaw.com>; z/Nintendo-American GNC <zNintendoAmericanGNC@cooley.com>
Subject: Request for an initial conference call in Nintendo v. American GNC, IPR2024-00667 and -00668

To the Honorable Board,

I represent Patent Owner American GNC Corp. in IPR2024-00667 and -00668. The Board instituted review on September 9, 2024, and instructed the parties to contact the Board within a month to schedule an initial conference call should the need arise. IPR2024-00667, Paper 11 at 2. A dispute has arisen that the parties have been unable to resolve without the Board's assistance, and a conference call is requested.

Pursuant to the Board's instruction, this request for a conference call does not include argument. *Id.* American GNC seeks authorization to file a Motion for Additional Discovery, directed to the issue of whether STMicro is a real-party-in-interest or privy for purposes of 35 U.S.C. § 315(e) or (b). See, e.g., IPR2024-00667, Paper 10 at 5-8. The parties have conferred, including via telephone, and Petitioner opposes American GNC's request for authorization to file a motion.

Counsel for both parties are available at the Board's convenience in the following time periods (all Eastern): Tuesday, October 15, noon – 6pm; Monday, October 21, 1pm – 6pm.

Respectfully submitted,

Corey Johanningmeier



Corey Johanningmeier

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