

Mark Tung

From: Mark Tung
Sent: Thursday, May 30, 2024 9:21 AM
To: Michael Sacksteder; Jae Won Song; Max DiBaise; Geoff Miller; Xiaoyuan Zhang; CLO_Lintex
Cc: QE-CLO-Lingdi; Blake@TheMannFirm.com; Mark@TheMannFirm.com
Subject: CLO Virtual Fashion Inc. v. Lintex (E.D. Texas Case No. 2:23-cv-00274-JRG-RSP) | Sotera stipulation

Counsel:

Zhejiang Lingdi Digital Technology Co., Ltd. ("Lingdi") is filing an IPR petition challenging claims of U.S. Pat. No. 10,733,773 ("the '773 patent"). In accordance with *Sotera Wireless, Inc. v. Masimo Corp.*, IPR2020-01019, Paper 12 at 18-19 (PTAB Dec. 1, 2020) (Precedential), Lingdi agrees that if IPR is instituted based on this petition and only while such IPR proceeding based on this petition remains pending, Lingdi will not pursue in the related District Court Case No. 2:23-cv-00274 any ground raised or that could have been reasonably raised in Lingdi's IPR petition against the '773 patent.

Zhejiang Lingdi Digital Technology Co., Ltd. ("Lingdi") is filing an IPR petition challenging claims of U.S. Pat. No. 11,222,448 ("the '448 patent"). In accordance with *Sotera Wireless, Inc. v. Masimo Corp.*, IPR2020-01019, Paper 12 at 18-19 (PTAB Dec. 1, 2020) (Precedential), Lingdi agrees that if IPR is instituted based on this petition and only while such IPR proceeding based on this petition remains pending, Lingdi will not pursue in the related District Court Case No. 2:23-cv-00274 any ground raised or that could have been reasonably raised in Lingdi's IPR petition against the '448 patent.

Zhejiang Lingdi Digital Technology Co., Ltd. ("Lingdi") is filing an IPR petition challenging claims of U.S. Pat. No. 11,410,355 ("the '355 patent"). In accordance with *Sotera Wireless, Inc. v. Masimo Corp.*, IPR2020-01019, Paper 12 at 18-19 (PTAB Dec. 1, 2020) (Precedential), Lingdi agrees that if IPR is instituted based on this petition and only while such IPR proceeding based on this petition remains pending, Lingdi will not pursue in the related District Court Case No. 2:23-cv-00274 any ground raised or that could have been reasonably raised in Lingdi's IPR petition against the '355 patent.

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