

From: [Lavenue, Lionel](#)
To: [Giunta, Richard F.](#); [Trials](#)
Cc: [PTAB Jason Balich](#); [PTAB Jie Xiang](#); [Corbett, Gregory E.](#); [Steenburg, Charles](#); [Specht, Kara](#); [Jones, Forrest](#); [Green, Alissa](#); [Coverstone, Caitlin](#); [Smiley, Deanna](#); [Innoscence-Infineon-IPR](#)
Subject: Further Update, IPR2024-00975, Innoscence America v Infineon Technologies
Date: Wednesday, January 15, 2025 8:02:38 PM
Attachments: [image003.png](#)
[image006.png](#)

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To the Honorable Board,

Petitioner apologies for this second email.

But, Patent Owner's email omits Petitioner's positions, which counsel for Petitioner provided to counsel for Patent Owner to include in its email to the Board (but which was omitted).

Importantly, Petitioner never stated that it fully opposes additional briefing.

Also, while the Parties did meet and confer with respect to Patent Owner's request for a five-page response, Patent Owner never raised the two alleged "good causes," which it now raises with the Board.

Nevertheless, with respect to Patent Owner's request for a five-page response, we provide an exact copy of Petitioner's excluded position that Patent Owner omitted (and remains Petitioner's position):

"Petitioner recognizes that this is an exceptional case, given the misrepresentations made in Patent Owner's preliminary response. Because of the duty to correct the misstatements, Petitioner does not oppose Patent Owner filing a paper to correct or recant its prior misstatements, which Petitioner previously asked Patent Owner to do prior to the filing of the rehearing request. As to the remaining issues raised, Patent Owner has not provided any reasons why the standard operating procedures of the Board, as to issuing requests for any additional briefing that the Board wishes after it has had a chance to review the rehearing request, would not be adequate here."

If the Board believes it would be helpful to have the prior communications regarding the prior requests to correct the record, between Petition and Patent Owner, Petitioner can provide them at any time.

Finally, counsel for Petitioner confirms that, if needed, it is available for a conference call on the following days and times:

Monday, January 20, 2025, before 11 am ET
Tuesday, January 21, 2025, after 1 pm ET
Any time on Wednesday, January 22, 2025.

Respectfully Submitted,

Lionel Lavenue
Counsel for Petitioner

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From: Giunta, Richard F. <Rich.Giunta@WolfGreenfield.com>

Sent: Wednesday, January 15, 2025 3:25 PM

To: Trials@USPTO.GOV

Cc: PTAB Jason Balich <JBalich-PTAB@wolfgreenfield.com>; PTAB Jie Xiang <JXiang-PTAB@WolfGreenfield.com>; Corbett, Gregory F. <Gregory.Corbett@WolfGreenfield.com>; Steenburg, Charles <Charles.Steenburg@WolfGreenfield.com>; Lavenue, Lionel <lionel.lavenue@finnegan.com>; Specht, Kara <Kara.Specht@finnegan.com>; Jones, Forrest <Forrest.Jones@finnegan.com>; Green, Alissa <Alissa.Green@finnegan.com>; Coverstone, Caitlin <Caitlin.Coverstone@finnegan.com>; Smiley, Deanna <Deanna.Smiley@finnegan.com>; Innoscience-Infineon-IPR <Innoscience-Infineon-IPR@finnegan.com>

Subject: IPR2024-00975, Innoscience America v Infineon Technologies

Dear Honorable Board,

Patent Owner Infineon requests **a conference call to seek** authorization to file a short five-page response to Petitioner's request for rehearing.

Patent Owner stands ready to demonstrate on the call that good cause exists for a response given two unusual aspects of Petitioner's rehearing request: (1) Petitioner did not request pre-institution briefing to address alleged inaccuracies in the POPR so the rehearing request has new characterizations of the evidence to which Patent Owner has had no opportunity to respond and (2) Patent Owner requests the opportunity to respond on the record to the rehearing request's serious and baseless accusations of misconduct, including an allegation that Patent Owner "doctored evidence" by annotating a reference to highlight the current flow direction in the channel between the source and drain regions which the POPR explained characterizes a transistor as vertical or lateral.

The parties have met and conferred and Petitioner opposes Patent Owner's request to file a response to the rehearing request. Patent Owner will make itself available at the Board's convenience for a conference call, while Petitioner has indicated that it is available on the following days and times:

Monday, January 20, 2025, before 11 am ET

Tuesday, January 21, 2025, after 1 pm ET

Any time on Wednesday, January 22, 2025.

Respectfully Submitted,



Richard F. Giunta

Shareholder; Co-Chair, Post Grant Proceedings

Admitted to Practice: Massachusetts, USPTO

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