



Kathryn E. Albanese
Tel 212.801.6355
Fax 212.801.6400
Katie.Albanese@gtlaw.com

June 28, 2024

Via E-Mail

PARKER, BUNT & AINSWORTH, P.C.
100 E. Ferguson, Suite 418
Tyler, Texas 75702
Tel: (903) 531-3535

IRELL & MANELLA LLP
1800 Avenue of the Stars, Suite 900
Los Angeles, CA 90067-4276
Tel: (310) 277-1010

**Re: *ASUS Technology Licensing Inc. et al. v. Samsung Electronics Co., Ltd. et al.*,
Case No. 2-23-cv-00409-JRG-RSP (E.D. Tex.)**

Dear Counsel:

Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung Research America (collectively “Samsung”) filed an *inter partes* review (“IPR”) petition (IPR2024-01036) with the Patent Trial and Appeal Board (PTAB) to address the validity of claims 1, 5, 7–8, 12, and 14 of U.S. Patent No. 11,291,052 (“the ’052 patent”).

I write to inform you that Samsung hereby stipulates that if the PTAB institutes IPR2024-01036, Samsung agrees not to pursue any grounds raised in the petition, or any grounds Samsung could have reasonably raised in the petition, in this district court litigation or any parallel proceeding. *Sotera Wireless, Inc. v. Masimo Corp.*, Case IPR2020-01019, Paper 12 (PTAB Dec. 1, 2020). For the sake of clarity and to avoid any doubt, if the PTAB declines to institute IPR2024-01036, Samsung reserves the right to assert any grounds of invalidity in the District Court proceedings against the ’052 patent.

Sincerely,

/s/ Kathryn E. Albanese
Kathryn E. Albanese

*Counsel for Samsung Electronics Co., Ltd.,
Samsung Electronics America, Inc., and
Samsung Research America*