

From: [Trials](#)
To: [Pluta, Robert G.](#); [Trials](#)
Cc: [#OMM-SAMSUNG-OURA](#); [WDC-CLIENT-OurPTAB](#); [Haber, Ben](#); [Fink, Tim](#); [Vidwan, Jas](#); [Ciulla, Nicholas H.](#)
Subject: RE: PGR2024-00030, -0039, -01077, -01078
Date: Monday, September 29, 2025 3:17:49 PM
Attachments: [image001.png](#)

Dear Counsel,

Thank you for conferring and jointly requesting authorization to submit additional exhibits and briefing in PGR2024-00030, PGR2024-00039, IPR2024-01077, and IPR2024-01078 to address relevant documents from related proceeding 337-TA-1398 before the International Trade Commission.

In an order to issue shortly in each of the AIA proceedings, the parties will be authorized to file Exhibits 2120–2131 as set forth below. The parties also will be pre-authorized to file in each AIA proceeding any additional exhibits or materials from the Presidential Review or USTR within five business days of any development occurring. The parties also will be authorized to submit briefing as set forth below in your joint request.

Thank you.

Andrew Kellogg,
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Patent Trial and Appeal Board
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UNITED STATES
PATENT AND TRADEMARK OFFICE ®

From: Pluta, Robert G. <RPluta@mayerbrown.com>
Sent: Friday, September 26, 2025 6:00 PM
To: Trials <Trials@USPTO.GOV>
Cc: #OMM-SAMSUNG-OURA <OMM-SAMSUNG-OURA@omm.com>; WDC-CLIENT-OurPTAB <WDC-CLIENT-OurPTAB@mayerbrown.com>; Haber, Ben <bhaber@omm.com>; Fink, Tim <tfink@omm.com>; Vidwan, Jas <JVidwan@mayerbrown.com>; Ciulla, Nicholas H. <NCiulla@mayerbrown.com>
Subject: PGR2024-00030, -0039, -01077, -01078

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Dear Board,

Pursuant to the General Order dated September 16, 2025, ("Related Matters Updates"), the parties apprise the Board of updates in related matter 337-TA-1398. The Commission issued a Final Determination in the 1398 Investigation on August 21, 2025 affirming the ALJ's Final Initial Determination. The Final Determination is currently within the Presidential Review period, and by delegation, before the U.S. Trade Representative. The parties will provide any additional exhibits or materials from the Presidential Review or USTR within five business days of any development occurring. The parties have conferred and request authorization to submit the following additional materials from 337-TA-1398:

Exhibit	Description
2120	4/18/2025 Initial Determination
2121	Notice of Final Determination
2122	Commission Opinion
2123	Complainant's Pre-hearing brief
2124	Respondents' Pre-hearing brief
2125	Staff Pre-hearing brief
2126	Complainant's Initial Post-hearing brief
2127	Respondents' Initial Post-hearing brief
2128	Complainant's Post-hearing responsive brief
2129	Respondents' Post-hearing responsive brief
2130	12/16/24 Hearing transcript
2131	12/17/24 Hearing transcript

The parties further request additional briefing to explain the context of such materials. Specifically, the parties have agreed and request authorization for the following:

- Oura to submit, within 5 business days of authorization from the Board, a 5 page brief in PGR2024-00030 and PGR2024-00039 addressing whether/how "the same or substantially the same evidence and/or arguments that were previously presented" to the ITC are applicable in the subject proceedings;
- Samsung to submit, within 10 business days of submission of Oura's brief, a 5 page brief responsive to the issues raised in Oura's brief;
- Oura is authorized to submit and address the foregoing evidence in its sur-replies in IPR2024-01077 and IPR2024-01078;
- Samsung is authorized to respond to Oura's arguments at the oral hearing in IPR2024-01077 and IPR2024-01078.

To the extent the Board would like a conference call to discuss, the parties are generally available Monday September 29 or Tuesday September 30.

Respectfully submitted,

Robert Pluta
Counsel for Patent Owner

Robert G. Pluta

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