

From: [Michael D. Saunders](#)
To: [Trials](#); cory.bell@finnegan.com; robert.high@finnegan.com; benjamin.schlesinger@finnegan.com; wyatt.bazrod@finnegan.com; gerson.panitch@finnegan.com; [Bryan D. Atkinson](#)
Subject: RE: IPR2024-01111
Date: Tuesday, March 11, 2025 5:31:59 PM
Attachments: [image281718.png](#)
[image411752.png](#)
[image706481.png](#)

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Dear Honorable Board,

Per the Board's email below, the parties have conferred regarding whether to stay Ex Parte Reexamination Control No. 90/019,546, which is the pending reexamination of the '328 Patent. Patent Owner believes that such reexamination should be stayed pending resolution of IPR2024-01111. Based on Patent Owner's representation that it will agree to a stay of all litigations asserting the '328 patent, Petitioner agrees with Patent Owner's preference that the reexamination should be stayed pending the resolution of the IPR.

Regards,
Michael Saunders
Counsel for Patent Owner



Michael D. Saunders

Member

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For docketing purposes of patent & trademark matters only, please add the appropriate email of dwpatents@dickinson-wright.com or dwtrademarks@dickinson-wright.com to any emails being sent to our office. Thank you.

From: Trials <Trials@USPTO.GOV>
Sent: Thursday, March 6, 2025 3:29 PM
To: cory.bell@finnegan.com; robert.high@finnegan.com; benjamin.schlesinger@finnegan.com; wyatt.bazrod@finnegan.com; gerson.panitch@finnegan.com; Michael D. Saunders <MSaunders@dickinson-wright.com>; Bryan D. Atkinson <BAtkinson@dickinson-wright.com>
Cc: Trials <Trials@USPTO.GOV>
Subject: IPR2024-01111

Counsel:

As noted by both parties, the '328 patent challenged in IPR2024-01111 is the subject of a pending ex parte reexamination proceeding. The parties are directed to meet and confer regarding whether we should stay the reexamination proceeding. The parties are directed to respond jointly to this email by Tuesday, March 11 informing us whether they oppose staying the reexamination proceeding and, if the parties are unable to agree to a disposition of the reexamination proceeding, the parties are required to provide availabilities to the Board by return for a conference call with the panel to discuss its disposition.

Regards,

Andrew Kellogg,
Deputy Chief Clerk, Trials
Patent Trial and Appeal Board
USPTO
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