

From: [Agarwal, Isha](#)
To: [Trials](#)
Cc: [Cousin, Jonathan](#); [Nate Luman](#); [BoxDRFPGL.001LP](#); [2Pjm](#); [2esf](#); [Sukduang, Sanya](#)
Subject: RE: IPR2024-01197 | Request for Authorization to File Motion to Terminate and Request for Adverse Judgement
Date: Thursday, October 23, 2025 6:26:28 PM
Attachments: [image001.png](#)

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Dear Members of the Board,

Patent Owner experienced technical issues and received multiple error messages when attempting this afternoon to electronically file Patent Owner's Request for Adverse Judgment and Motion to Terminate, EX2026, and Patent Owner's Updated Exhibit List in IPR2024-01197. Patent Owner was unable to successfully file this Motion and accompanying papers via P-TACTS.

Accordingly, per the alternative filing method described in <https://www.uspto.gov/patents/apply/filing-online/filing-documents-during-outage#>, Patent Owner hereby notifies the Board that it has served opposing counsel for Petitioner, Patent Owner's Request for Adverse Judgment and Motion to Terminate, EX2026, and Patent Owner's Updated Exhibit List via email earlier today (10/23).

Patent Owner will further follow up with a later-filed motion requesting acceptance of the submission once P-TACTS is available.

Regards,
Isha Agarwal

Isha Agarwal

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From: Trials <Trials@USPTO.GOV>
Sent: Thursday, October 23, 2025 1:21 PM
To: Sukduang, Sanya <ssukduang@cooley.com>; Trials <Trials@USPTO.GOV>
Cc: Cousin, Jonathan <jcousin@cooley.com>; Agarwal, Isha <iagarwal@cooley.com>; Nate Luman <nate.luman@knobbe.com>; BoxDRFPGL.001LP <boxdrfpgl.001lp@knobbe.com>; 2Pjm <2pjm@knobbe.com>; 2esf <2esf@knobbe.com>
Subject: RE: IPR2024-01197 | Request for Authorization to File Motion to Terminate and Request for Adverse Judgement

Counsel,

In view of Patent Owner's disclaimer of all claims of the '729 patent, the oral hearing currently set for Monday, October 27 at 1pm in this proceeding is cancelled. Patent Owner's requests for authorization to file motions seeking adverse judgment and to terminate the proceedings are granted.

Petitioner's request to discuss Patent Owner's disclaimer, and its ramifications on related IPR/PGR proceedings, in-person on Monday, October 27 at 1:00pm is denied. The parties may, if they wish, request a conference call with Board in one or more of the related proceedings in the customary manner, as set forth in the Trial Practice Guide.

Regards,

Andrew Kellogg,
Deputy Chief Clerk, Trials
Patent Trial and Appeal Board
USPTO
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UNITED STATES
PATENT AND TRADEMARK OFFICE ®

From: Sukduang, Sanya <ssukduang@cooley.com>

Sent: Wednesday, October 22, 2025 3:45 PM

To: Trials <Trials@USPTO.GOV>

Cc: Cousin, Jonathan <jcousin@cooley.com>; Agarwal, Isha <iagarwal@cooley.com>; Sukduang, Sanya <ssukduang@cooley.com>; Nate Luman <nate.luman@knobbe.com>; BoxDRFPGL.001LP <boxdrfpgl.001lp@knobbe.com>; 2Pjm <2pjm@knobbe.com>; 2esf <2esf@knobbe.com>

Subject: IPR2024-01197 | Request for Authorization to File Motion to Terminate and Request for Adverse Judgement

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Dear Members of the Board,

Patent Owner filed a terminal disclaimer disclaiming all claims, 1-40, of the '729 patent. Pursuant to 37 C.F.R. § 42.73(b)(1), Patent Owner requests adverse judgment with respect to the claims of the '729 patent. As there are no remaining claims in this *inter partes* review proceeding, Patent Owner also requests authorization to file a motion to terminate the proceedings and cancellation of the oral

hearing, set for Monday, October 27 at 1pm. Petitioner does not oppose the motion.

Petitioner requests permission to discuss its concerns about Patent Owner's late-stage disclaimer and the potential ramifications of the disclaimer on the five other related IPR/PGR proceedings between the parties in-person at the hearing presently scheduled for Monday, October 27 at 1:00pm. Petitioner requests authorization to refer to Exhibit 1095 (petitioner's oral hearing demonstrates) during the discussion. Patent Owner opposes Petitioner's request, as Petitioner's oral hearing demonstratives refer to the merits of the proceeding which are no longer at issue due to the disclaimer and request for adverse judgment, and the other IPR/PGR proceedings are proceeding on their own schedule.

The parties have conferred, and counsel for Petitioner is included on this email.

Thank you,
Sanya Sukduang

Sanya Sukduang

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Pronouns: he, him, his

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