

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

THE NOCO COMPANY, an Ohio
Corporation,

Plaintiff,

v.

DELTONA TRANSFORMER
CORPORATION, a Florida Corporation,
DELTRAN USA, LLC, a Florida Limited
Liability Company, and DELTRAN
OPERATIONS USA, INC., a Florida
Corporation,

Defendants.

Case No. 6:23-cv-02194-PGB-LHP

**DEFENDANTS DELTRAN USA, LLC’S AND DELTRAN OPERATIONS
USA, INC. STIPULATION REGARDING INVALIDITY CONTENTIONS
AS TO U.S. PATENT NOS. 11,667,203**

Defendants Deltran USA LLC (“Deltran”) and Deltran Operations USA, Inc. (“Deltran Operations”) (collectively, “Defendants”) submit this stipulation regarding the invalidity contentions regarding asserted U.S. Patent No. 11,667,203 (“the ’203 Patent”).

Deltran is challenging certain claims of the ’203 Patent in *Inter Partes* Review Proceeding No. IPR2024-01219. The Petition asserts the following grounds of invalidity:

1. Claims 1, 3-5, and 9 are unpatentable under 35 U.S.C. § 103 over Richardson in view of Zhao;
2. Claims 2, 10, and 11 are unpatentable under 35 U.S.C. § 102 over Richardson in view of Zhao and in further view of AAPA or Epower-20/Epower-21.
3. Claims 6-8 are unpatentable under 35 U.S.C. § 103 over Richardson in view of Zhao and in further view of Krieger.
4. Claims 1, 3-5, and 9 are unpatentable under 35 U.S.C. § 103 over Yu in view of Paparrizos.
5. Claims 2, 10, and 11 are unpatentable under 35 U.S.C. § 102 over Yu in view of Paparrizos and in further view of AAPA or Epower-20/Epower-21.
6. Claims 6-8 are unpatentable under 35 U.S.C. § 103 over Yu in view of Paparrizos and in further view of Krieger.

In this Petition Deltran and Deltran Operations are real parties in interest, subject to 37 C.F.R. § 42.8(b)(1).

Deltran and Deltran Operations hereby stipulate that if the Patent Trial and Appeal Board institutes IPR on IPR2024-01219, Deltran and Deltran Operations will not pursue in this case the specific grounds identified above in connection with the referenced prior art and challenged claims as originally issued on the instituted *inter*

partes review petition, or on any other ground for which the Board institutes, that was raised or could have been reasonably raised in the IPR.

This stipulation is not intended, and should not be construed, to limit Defendants' ability to assert invalidity of the asserted claims of the '203 Patent in this case on any other ground, regardless of whether *inter partes* review is instituted. Likewise, this stipulation is not intended, and should not be construed, to limit Defendants' ability to use the asserted prior art references for any purpose other than invalidity under §§ 102 or 103, regardless of whether *inter partes* review is instituted.

Dated: September 9, 2024

Respectfully submitted,

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