IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

TOUCHSTREAM TECHNOLOGIES, INC., Plaintiff, v. ALTICE USA, INC., et al., Defendants.	§	
TOUCHSTREAM TECHNOLOGIES, INC., Plaintiff, v. CHARTER COMMUNICATIONS, INC. et al., Defendants.	§	Lead Case No. 2:23-cv-00060-JRG Member Case No. 2:23-cv-00059-JRG Member Case No. 2:23-cv-00062-JRG
TOUCHSTREAM TECHNOLOGIES, INC., Plaintiff, v. COMCAST CABLE COMMUNICATIONS, LLC, d/b/a XFINITY, et al., Defendants.	§	

COMCAST DEFENDANTS' STIPULATION REGARDING INVALIDITY DEFENSES

On December 27, 2023, Defendants Comcast Cable Communications, LLC, d/b/a Xfinity; Comcast Cable Communications Management, LLC; and Comcast of Houston, LLC, (collectively "Comcast Defendants"), filed petition nos. IPR2024-00321, IPR2024-00322, IPR2024-00323, IPR2024-00324, IPR2024-00325, and IPR2024-00326 with the Patent Trial and Appeal Board, requesting *inter partes* review of U.S. Patent Nos. 8,356,251, 11,048,751, and 11,086,934.

The Comcast Defendants hereby stipulate that if the Patent Trial and Appeal Board institutes *inter partes* review (that are not reconsidered, withdrawn or otherwise terminated so as to prevent a final written decision from being issued) on U.S. Patent Nos. 8,356,251, 11,048,751,

and/or 11,086,934, pursuant to the Comcast Defendants' petitions for IPR, then the Comcast Defendants will not pursue in this case the specific grounds against the instituted patent(s) as set forth in the respective instituted *inter partes* review petition(s).

Dated:

COUNSEL FOR COMCAST DEFENDANTS,

/s/ Draft

Deron Dacus (State Bar No. 00790553)
THE DACUS FIRM, P.C.
821 ESE Loop 323, Suite 430
Tyler, TX 75701
Tel: (903) 705-1117
Fax: (903) 581-2543
ddacus@dacusfirm.com

Ashok Ramani (CA Bar No. 200020)
David J. Lisson (CA Bar No. 250994)
James Y. Park (CA Bar No. 343659)
Micayla Hardisty (CA Bar No. 333246)
DAVIS POLK & WARDWELL LLP
1600 El Camino Real
Menlo Park, CA 94025
ashok.ramani@davispolk.com
david.lisson@davispolk.com
james.park@davispolk.com
micayla.hardisty@davispolk.com

Alena Farber (NY Bar No. 5896170)
DAVIS POLK & WARDWELL LLP
450 Lexington Avenue
New York, NY 10017
alena.farber@davispolk.com