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Counsel,

Based on the Board's review of the parties' briefing, it appears that Petitioner has taken differing claim construction positions in this case and in the related district court proceeding. In connection with the claim phrase "disposed in at least one corner of a semiconductor substrate," Petitioner argues that this term does not require express construction in this case but in district court asserts that the term is indefinite. PO Resp. 18; Pet. Reply 4.

In *Revvo Technologies, Inc. v. Cerebrum Sensor Techs., Inc.*, IPR2025-00632, Paper 20 (PTAB Nov. 3, 2025) (precedential), the Director recently clarified the Office's policy concerning a petitioner asserting differing claim constructions before the Board and in district court. In *Revvo*, the Director stated that "although a petitioner is not necessarily precluded from arguing different claim construction positions before a district court and the Board, the petitioner should explain sufficiently why the different positions are warranted" and "[t]he Board may authorize additional briefing, as necessary to determine whether Petitioner has provided a sufficient reason why different claim construction positions are warranted." *Id.* Paper 20 at 5.

Given this recent clarification in policy, the Board finds there is good cause for additional briefing on this issue as follows:

Petitioner shall file a brief no longer than 5 pages by December 3, 2026 setting forth an explanation why the different positions are warranted.

Patent Owner may file a brief no longer than 5 pages by December 12, 2026 responding to Petitioner's explanation.

No other briefing is authorized.

Regards,

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