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SENT VIA EMAIL

February 28, 2025

Susman Godfrey LLP
1900 Avenue of the Stars, Suite 1400
Los Angeles, CA 90067
Phone: 310-789-3100

Re: *Haptic Inc. v. Apple Inc.*, Case No. 3:24-cv-02296-JSC (N.D. Cal)

Dear Counsel:

Apple Inc. (“**Apple**”) has filed an *inter partes* review (IPR) petition (IPR2024-01475) with the Patent Trial and Appeal Board (PTAB) to address the validity of claims 1-2, 4-5, and 8-11 of U.S. Patent No. 9,996,738 (“**the ’738 Patent**”). The tables in attached Appendix A list all grounds, challenged claims, and references asserted in IPR2024-01475.

In light of the filed IPR petition, Apple hereby stipulates that if the PTAB institutes IPR2024-01475, Apple agrees not to pursue for the instituted claims any grounds raised in the IPR, any grounds raised within Apple’s invalidity contentions that were raised or could have been raised in the IPR, or any grounds Apple could have reasonably raised before the PTAB, in this District Court litigation or any parallel proceeding. *Sotera Wireless, Inc. v. Masimo Corp.*, Case IPR2020-01019, Paper 12 (PTAB Dec. 1, 2020). Apple reserves the right to assert in the District Court proceedings prior art that is not eligible for PTAB consideration, *e.g.*, the system art noted in Appendix B below. Apple’s reservation is consistent with a *Sotera* stipulation because the grounds listed in Appendix B are based on prior art that is ineligible for consideration before the PTAB, and that could not have been raised before the PTAB.

For the sake of clarity and to avoid any doubt, if the PTAB declines to institute IPR2024-01475, Apple reserves the right to assert any grounds of invalidity in the District Court proceedings against the non-instituted claims of the ’738 Patent.

Sincerely,

Michael A. Amon
Attorney for Apple, Inc.

Appendix A – Grounds and Prior Art References Used in IPR2024-01475

Ground	Claim(s)	35 U.S.C. § 103
1A	1-2, 8-10	Murakoshi in view of Stewart
1B	1-2, 4-5, 8-11	Murakoshi in view of Stewart and Sachs
1C	1-2, 4-5, 8-11	Murakoshi in view of Stewart, Sachs, and Orr
2A	1-2, 8-10	Li in view of iFixit
2B	4-5, 11	Li in view of iFixit and Sachs

List of References

Reference Name	Details
Murakoshi	U.S. Pat. App. Pub. No. 2015/0348554
Stewart	U.S. Pat. No. 4,744,249
Sachs	U.S. Pat. App. Pub. No. 2009/0265671
Orr	U.S. Pat. App. Pub. No. 2015/0348554
Li	U.S. Pat. App. Pub. No. 2015/0123949
iFixit	iFixit iPhone 6 Teardown Report

Appendix B – System Art

System / OS / Application
Apple iPhone 6/6 Plus
Apple Watch
Apple iPhone 4
Apple iPhone 6S/6S Plus
Apple AirPlay
Apple Remote (iPhone app)
Alfred Remote (iPhone app)
Apple HomeKit/Home app

System / OS / Application
Knock to Unlock (iPhone app)
Knock Knock (iPhone app)
Workflow (iPhone app)
Bump (iPhone app)
Samsung Galaxy III
Samsung Galaxy S4
Samsung Smart Home app
Beyond Touch
Nokia 5500 prototype, 5500 sport, and ELEN demonstration unit (“Nokia Phones”)
LG G2
HTC One
Knock Knock
Knock to unlock PC
Toktoktok
No-touchscreen picture frame
Knock detecting lock
Bosch BMA250
Bosch BMA280/282
Freescale Semiconductor Inc. (now NXP) MMA8450Q
Analog Devices ADXL345
TDK Invensense MPU-6000/6050
TDK Invensense TouchAnywhere™
TDK Invensense MotionProcessing™ Technology Demo