

Filed on behalf of: Resmed Corp.

Filed: May 8, 2026

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

RESMED CORP.,

Petitioner,

v.

CLEVELAND MEDICAL DEVICES INC.,

Patent Owner.

Case No. IPR2025-00158
U.S. Patent No. 11,690,512

STIPULATION REGARDING CLAIM CONSTRUCTION

Pursuant to the April 2, 2026 conference call with the Board, Petitioner (hereinafter, “Resmed Corp.”) submits the following stipulation. Without conceding that Resmed Corp. has taken inconsistent claim construction positions in *ResMed Corp. v. Cleveland Medical Devices, Inc.*, No. 1:23-cv-02221 (N.D. Ohio) (“Parallel Litigation”), and solely to remove any perceived discrepancy between forums, *see Caption Health, Inc. v. The Univ. of British Columbia*, IPR2025-01422, Paper 15, at 3 (Dec. 18, 2025), Resmed Corp. stipulates as follows:

1. In connection with IPR2025-00158 (U.S. Patent No. 11,690,512), Resmed Corp. will apply the same construction to this proceeding and the Parallel Litigation for any term in the challenged claims.
2. Specifically, Resmed Corp. agrees that it will continue to assert the following in the Parallel Litigation. Resmed Corp. does not believe that it has asserted an inconsistent construction as to the term below, but makes this stipulation to resolve any potential disputes.
 - a. “respiratory ventilation” means “the amount of air into the lungs during inspiration and out of the lungs during expiration”(Claims 1, 2).
3. Within 14 days after the district court stay is lifted, or by such later date as the district court directs, Resmed Corp. will file any notice,

amendment, withdrawal, or other paper reasonably necessary to confirm that position in the Parallel Litigation.

4. For avoidance of doubt, this stipulation only applies to the construction of terms in the '512 Patent.

Dated: May 8, 2026

Respectfully submitted,

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RESMED CORP.

CERTIFICATE OF SERVICE

I hereby certify that on May 8, 2026, a true and correct copy of the foregoing **STIPULATION REGARDING CLAIM CONSTRUCTION** is being served by electronic mail on Patent Owner's counsel of record listed below, pursuant to its Mandatory Notices:

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Dated: May 8, 2026

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