

Moulder, Chris (WDC)

From: Francisco Villegas <fvillegas@villegascefo.com>
Sent: Thursday, April 24, 2025 5:32 PM
To: Kaiser, Jessica (DEN)
Cc: Damir Cefo; Mark Halderman; Evan Rosenbaum; Roger Thompson; bdematteo@spencerfane.com; Picone, John; *RazDog_Perkins
Subject: Re: Twitch v. Razdog, IPR2025-00307, -308: Sotera stipulations and discretion briefing

Hi Jessica,

Thank you for speaking with me today. Patent Owner cannot withdraw its discretionary denial briefs.

After discussing with the client, we believe the most straightforward path is for Petitioner to file its opposition to the request for discretionary denial by the current deadline. If necessary to respond to Petitioner's *Sotera* stipulation or otherwise, Patent Owner will request authorization to file a reply to Petitioner's oppositions. We have proposed revisions to your draft email to Acting Director Stewart below.

If another call would be helpful, please let me know.

Regards,
Francisco

Villegas & Cefo LLP

Francisco A. Villegas

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Dear Acting Director Stewart,

In the above-captioned IPRs, PO filed its discretionary brief on March 28, 2025. These filings occurred before the new paper types were available, and the parties write to inform the Office of the filings pursuant to the guidance provided during the Boardside chat on April 17, 2025.

Petitioner's opposition briefs are currently due on April 28, 2025, and on April 21, 2025, Petitioner provided *Sotera* stipulations to PO for the above-captioned IPRs. During the Boardside chat on April 17, the speakers stated that petitioners should provide any stipulation in time for the patent owner to take the stipulation into account in the discretion brief. Because of the timing in these proceedings (discretion briefs filed two days after the interim process was announced), PO's discretionary briefs do not address Petitioner's stipulations. Therefore, the parties jointly request the Acting Director authorize the following adjustments to the discretion briefing schedule in these IPRs:

- Petitioner will file its discretion opposition brief in each IPR by the current due date of April 28, 2025

- PO will request authorization to file a reply to Petitioner's oppositions in each IPR to address Petitioner's stipulation, if necessary, following the filing of Petitioner's oppositions

If the Acting Director would like to have a conference call to discuss, the parties can confer and provide times of mutual availability.

Thanks,

From: "Kaiser, Jessica (Perkins Coie)" <JKaiser@perkinscoie.com>

Date: Monday, April 21, 2025 at 1:14 PM

To: Francisco Villegas <fvillegas@villegascefo.com>, Roger Thompson <rthompson@villegascefo.com>

Cc: Damir Cefo <dcefo@villegascefo.com>, Mark Halderman <mhalderman@villegascefo.com>, Evan Rosenbaum <erosenbaum@villegascefo.com>, Julia Kim <jkim@villegascefo.com>,"

"ldrucker@taylorenglish.com" <ldrucker@taylorenglish.com>, "bdematteo@spencerfane.com"

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Subject: Twitch v. Razdog, IPR2025-00307, -308: Sotera stipulations and discretion briefing

Counsel,

Please find attached Petitioners' *Sotera* stipulations for the above-referenced IPRs and co-pending litigation. In light of these stipulations, please let us know if Patent Owner will withdraw its discretionary briefs so that the IPRs can move to a determination on the merits. If Patent Owner does not intend to withdraw those briefs, then Petitioner proposes the following email to the Acting Director. This proposed email addresses information presented during the Boardside chat on April 17. We could also have a telephone meet and confer to discuss if that would be helpful. Petitioner would like to reach out to the Acting Director no later than tomorrow, so please let me know how you want to proceed.

Thanks,

Jessica

Dear Acting Director Stewart,

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Petitioner's opposition briefs are currently due on April 28, 2025, and on April 21, 2025, Petitioner provided *Sotera* stipulations to PO for the above-captioned IPRs. During the Boardside chat on April 17, the speakers stated that petitioners should provide any stipulation in time for the patent owner to take the stipulation into account in the discretion brief. Because of the timing in these proceedings (discretion briefs filed two days after the interim process was announced), PO's discretionary briefs do not address Petitioner's stipulations. Therefore, the parties jointly request the Acting Director authorize the following adjustments to the discretion briefing schedule in these IPRs:

- Within one week of authorization, PO to file a supplemental brief in each IPR limited to address the stipulation
- Within one week of PO's supplemental filing, Petitioner to file its discretion opposition brief in each IPR

If the Acting Director would like to have a conference call to discuss, the parties can confer and provide times of mutual availability.

Thanks,

Jessica Kaiser
PARTNER

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