

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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**HOME DEPOT U.S.A., INC.,**  
Petitioner

v.

**H2 INTELLECT LLC,**  
Patent Owner

Inter Partes Review No.: IPR2025-00480

**PETITIONER'S STIPULATION**

In addition to Petitioner's *Sotera* stipulation included in their Petition for *Inter Partes* review, Petitioner hereby further stipulates that, if the IPR is instituted and proceeds without Director reversal of institution, Petitioner will not assert in the related district court proceeding any § 103 defense based on a combination of any system prior art with any prior art raised in the Petition. Thus, there will be **no** overlap between the issues raised in the Petition and the district court, and this IPR will serve as a "true alternative" to the district court proceeding. The Board authorized this filing in a June 11, 2025 email to the parties.

Date: June 11, 2025

Respectfully submitted,

/s/ Jennifer Librach Nall

Reg. No. 57,053

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And Home Depot Product Authority,  
LLC***

## **CERTIFICATE OF SERVICE**

The undersigned certifies pursuant to 37 C.F.R. §§42.6(e) and 42.105 that on June 11, 2025, a true and correct copy of the foregoing document was served via express mail on the Patent Owner at the below correspondence address of record:

Ryan Hardin

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A courtesy copy was sent to the below counsel via electronic mail:

Winston-H2@winston.com

Respectfully submitted,

/s/ Jennifer Librach Nall