From: Robert Branham <rbranham@amphenol.com>
Sent: Saturday, December 23, 2023 6:42 AM
To: Sanjiv Laud
Subject: RE: Credo Patents

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Sanjiv,

Thank you for your e-mail.

To provide context to our response, we previously explained that Amphenol views Credo's request for product information to be unreasonable, given that Credo is a competitor and has only raised nebulous concerns that reveal that Credo does not actually have a factual basis for accusing Amphenol of patent infringement. Under the circumstances, Amphenol would be fully justified in simply ignoring your letter.

Instead, Amphenol offered to share product information in confidence that you could evaluate and then provide Credo's position on infringement. Our expectation is that such an exchange will resolve Credo's concerns. Even if it does not, both parties should be better equipped for a discussion.

To address your need for assistance to make such an evaluation, we also expressed openness to your sharing Amphenol's confidential information, within reason, with other outside counsel or technical consultants to the extent necessary for an infringement analysis.

That remains our position.

With respect to your sharing information with Dan Krueger of Ramey LLP, we note that Dan is involved in prosecuting Credo patents. Sharing information with Dan carries an unreasonable risk that it would be used for patent prosecution. We suggest that you designate someone else who is better positioned to limit use of the information to only the contemplated analysis such that we can move forward.

With respect to your request for information on specific AECs, after we receive your position on the first product we offered to loan to you for analysis, we can assess whether sharing information about more products would be helpful. At that time, we will have a basis to judge whether you are providing reasonable information in return and whether Credo was swayed by having facts.

Finally, as to your concerns over cable assemblies with purple cable, I have asked our outside trademark counsel to respond to you.

Best regards,
Rob

Robert Branham
Intellectual Property Counsel
Amphenol Corporation
358 Hall Avenue
Wallingford, CT 06492
(203) 265-8544
rbranham@amphenol.com

Amphenol Exhibit 1021
Amphenol v. Credo
IPR2025-00607

From: Sanjiv Laud <sanjiv@mccurdytechlaw.com>
Sent: Wednesday, December 13, 2023 8:16 PM
To: Robert Branham <rbranham@amphenol.com>
Subject: Re: Credo Patents

EXTERNAL SOURCE

Rob,

Thank you for your email. We intend to share Amphenol information with Dan Krueger of Ramey LLP, one of Credo's outside patent counsel. It's too early to know if we will want or need to share the information with others, but we can agree not to do so without first obtaining Amphenol's consent.

Please send a sample and documentation for the following Amphenol AECs:

- 800Gb QSFP-DD – 2xQSFP-DD, 32AWG, nominally 2m
- 800Gb OSFP – OSFP, 32AWG, nominally 2m
- 800Gb OSFP – 2xQSFP112, 32AWG, nominally 2m

For each sample, please include the datasheet, schematics, and CMIS register map.

Credo is also aware of an Amphenol AEC labeled "GPN: 1048424-01." A picture is attached. Please include a sample and documentation for that product if it is not included in the list above.

Thanks,
Sanjiv

On Fri, Dec 1, 2023 at 11:03 AM Robert Branham <rbranham@amphenol.com> wrote:

> Dear Sanjiv,
>
> Thank you for your e-mail.
>
> We've considered your requested modifications to our proposal. We are open to your sharing Amphenol information with a reasonable number of other outside counsel and technical consultants. Please let us know who you want to share the information with. If a reasonable list, we would agree to your sharing the information with these individuals (but only these individuals) so that you could confirm for us that there is no issue with the representative product or detail Credo's concerns with respect to that product.
>
> As for providing information about all AECs Amphenol is offering, as already noted in my prior e-mail, we think your request for information about all Amphenol AECs is unreasonable under the circumstances. We are, however, willing to reconsider your request after we have a chance to evaluate whether sharing information about a representative product was productive.

If you agree to this approach, please send us the list of individuals you would like to share Amphenol information with.

As for AECs with purple cable, we will investigate your comments and respond separately.

Best Regards,

Rob

Robert Branham

Amphenol Corporation

+1-203-265-8544

From: Sanjiv Laud <sanjiv@mccurdytechlaw.com>
Sent: Tuesday, November 21, 2023 9:27 PM
To: Robert Branham <rbranham@amphenol.com>
Subject: Re: Credo Patents

EXTERNAL SOURCE

Rob,

I can accept the confidentiality terms in your email as long as (1) I can share the cable and documentation with other outside counsel and technical consultants to the extent necessary for the infringement analysis and (2) you provide a list of all AECs Amphenol is offering so I can understand how the sample you provide is representative of others. Please confirm your agreement and I will provide you a receiving address for the cable.

On a separate note, Credo has become aware that Amphenol is selling and/or offering for sale AECs made in a bright purple color. As Amphenol surely knows, Credo's pioneering HiWire AECs are made in a distinctive bright purple color. Credo is in the process of obtaining trademark registration for the purple color of its AECs, and it already possesses common-law trademark rights in the color. Amphenol's offering and/or selling of purple AECs poses a serious risk of market confusion. Please confirm that Amphenol will immediately cease and desist selling or offering for sale any AECs in the color purple.

Kind regards,

Sanjiv

On Wed, Nov 15, 2023 at 11:06 AM Robert Branham <rbranham@amphenol.com> wrote:

Dear Sanjiv,

Thank you for following up.

We think that your request for Amphenol to share extensive product information with a competitor is unreasonable, particularly given the nebulous nature of your concerns.

Nonetheless, we think that sharing some information about Amphenol products would allay Credo's concerns. Amphenol is willing to loan you a sample of a representative product and associated documentation, if you (on behalf of yourself, your firm and Credo) are willing to retain all provided materials and any information derived from the provided materials in confidence to be used solely for the analysis mentioned in your letter and either confirm for us that there is no issue with the representative product or detail Credo's concerns with respect to that product.

Please confirm that you can and do agree to this approach and I will then arrange for the materials to be sent to you.

Best regards,

Rob

Robert Branham

Amphenol Corporation

+1-203-265-8544

From: Sanjiv Laud <sanjiv@mccurdytechlaw.com>
Sent: Tuesday, November 7, 2023 11:03 AM
To: Robert Branham <rbranham@amphenol.com>
Subject: Re: Credo Patents

EXTERNAL SOURCE

Rob, please let me know when Amphenol will respond to my letter of September 1.

Thanks,

Sanjiv

On Tue, Oct 10, 2023 at 2:39 PM Sanjiv Laud <sanjiv@mccurdytechlaw.com> wrote:

> Thanks, Rob. I appreciate the acknowledgement. Please feel free to respond to the letter by email, rather than by hard copy. We look forward to Amphenol's response.
>
> Kind regards,
>
> Sanjiv
>
> On Tue, Oct 10, 2023 at 2:26 PM Robert Branham <rbranham@amphenol.com> wrote:
>
>> Dear Sanjiv,
>>
>> I am writing to acknowledge receipt of your letter dated September 1, 2023 regarding Credo's patents. Please rest assured that we are taking this matter seriously and giving it our careful attention. I will send a more substantive response once we've had time to review the situation in more detail. In the meantime, please contact me with any questions or further correspondence regarding this matter.
>>
>> Best regards,
>>
>> Rob

Robert Branham

Intellectual Property Counsel

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