IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

ADVANCED INTEGRATED CIRCUIT PROCESS LLC, *Plaintiff,* v. UNITED MICROELECTRONICS CORPORATION, *Defendant.*	§ § § § § § § § § § § § §	CIVIL ACTION NO. 2:24-cv-730-JRG (LEAD CASE)
ADVANCED INTEGRATED CIRCUIT PROCESS LLC, *Plaintiff,* v. TAIWAN SEMICONDUCTOR MANUFACTURING COMPANY LIMITED, *Defendant.*	§ § § § § § § § § § § § § § §	CIVIL ACTION NO. 2:24-cv-623-JRG (MEMBER CASE)

JOINT NOTICE RESOLVING DISCOVERY DISPUTES SET FOR HEARING (DKT. NOS. 78, 80, 89, 90)

Plaintiff Advanced Integrated Circuit Process LLC ("AICP") and Defendant Taiwan Semiconductor Manufacturing Company Limited ("TSMC") hereby submit this joint notice resolving all discovery disputes in the motions scheduled for hearing on May 1, 2025.

AICP and TSMC have resolved all of the disputes raised in the four motions set for hearing on May 1: (1) Plaintiff's Motion to Compel Venue Discovery from Defendant TSMC (Dkt. No.

78); (2) Defendant TSMC's Motion to Compel Production of AICP's Reverse Engineering Results (Dkt. No. 80); (3) Plaintiff's Motion to Compel Discovery from Defendant TSMC (Dkt. No. 89); and (4) Defendant TSMC's Opposed Motion to Strike and Compel Supplementation of Plaintiff's P.R. 3-1 Infringement Contentions (Dkt. No. 90). There are no outstanding disputes involving any matters raised in these four motions.

The parties have resolved these discovery disputes by agreement as set forth below:

1. Without conceding that any uncharted process node has been properly accused, TSMC will produce the relevant portions of the training materials and process flows for each of the charted process nodes and (to the extent possible) identify by TSMC's internal numbering the wafers made at 3nm to 28nm nodes from August 1, 2018 for each asserted patent subject to the following exceptions in subparts (a) and (b):

    a. For the '425 Patent, AICP has charted the poly-gate process as part of its infringement contentions. For the sole purpose of allowing AICP to decide whether to accuse the metal-gate process and without conceding that the metal-gate process has been properly accused, TSMC will provide relevant portions of the training materials for the metal-gate process used in the 28 nm node. If AICP decides to accuse the metal-gate process, it will provide claim charts for the metal-gate process in its supplemental infringement contentions. If AICP does not include such claim charts, both parties agree that the metal-gate process is not part of the accused products for the '425 Patent.

    b. For the '779 Patent, TSMC will provide relevant portions of the training materials for the 3nm and 16nm nodes (in addition to the training materials and process flows for the 5nm node) solely for the purpose of allowing AICP to consider entering into the following stipulation: For the convenience of the parties in this litigation and for the '779 patent only, and to streamline the discovery issues in this case, the parties agree that products made at TSMC's 3nm through 16nm process nodes will be subject to the Court's infringement findings with respect to TSMC's 5nm process node. For the avoidance of doubt, TSMC only agrees to the instant stipulation for purposes of this case.

    c. Within 60 days of receiving the foregoing technical discovery from TSMC, AICP will supplement its infringement contentions on the accused process nodes. TSMC reserves the right to challenge the sufficiency of such supplemental infringement contentions.

d. TSMC will provide the relevant revenue information from August 1, 2018 for all wafers made at 3nm to 28nm nodes.

2. With respect to the pending motion to transfer venue, within 2 weeks, TSMC will provide the following discovery in addition to the agreed-upon depositions:

   a. TSMC will supplement its interrogatory responses to identify specific TTI managers based in Texas who have supported U.S. customers on the accused process nodes (28nm to 3nm) and the type of work they have performed in that regard generally. It will also identify the total number of TTI employees based in Texas who have performed engineering work on the accused process nodes and/or have supported U.S. customers on the accused process nodes.

   b. TSMC will search for and produce agreements (if any) between TSMC and any U.S. customers for TTI services to be provided from its Texas facility.

   c. TSMC will supplement its interrogatory responses to provide further details on its Arizona facility in terms of total number of employees who have performed engineering work on the accused process nodes and/or have supported U.S. customers on the accused process nodes.

3. AICP will produce complete copies of the reverse-engineering reports for the accused process nodes without waiving any privilege with respect to its pre-suit investigation and diligence. These reports will be treated as AEO and produced in full to the extent materials from them were included in AICP's infringement contentions. AICP will redact identifications of the consultants that prepared them.

This agreement resolves all discovery disputes in the motions scheduled for hearing on May 1, 2025.

Dated: April 30, 2025

Respectfully submitted,

/s/ Justin Nelson

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CERTIFICATE OF CONFERENCE

The undersigned hereby certifies that counsel for AICP met and conferred with counsel for TSMC to reach agreement as to the contents of this joint notice.

/s/ Justin Nelson
Justin A. Nelson

CERTIFICATE OF SERVICE

The undersigned hereby certifies that counsel of record who are deemed to have consented to electronic services are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on April 29, 2025.

/s/ Justin Nelson
Justin A. Nelson