

From: [Director_PTABDecision_Review](#)
To: ["Dokhanchy, Reza"; Director_PTABDecision_Review; Modi, Naveen; Herr, Howard; Rumpler, Joseph; Rashid, Jeremy; Rothenberg, Jacob; PH-TSMC-Marlin-IPR; PTABInbound@fr.com; axf-ptab@fr.com; jjm@fr.com; berg@fr.com; Palys, Joseph E.; Meunier, William; Rizk, Adam; Renaud, Michael; Goma, Tawfik; Mintz-Marlin-IPRs; josephpalys@paulhastings.com](#)
Subject: RE: IPR2025-00864 and -00865
Date: Friday, October 31, 2025 7:00:00 AM

Counsel,

Petitioner is authorized to file the requested exhibit to the above-identified proceedings. Petitioner's request for authorization to submit a supplemental brief in support of its pending request for Director Review is denied.

Thank you.

From: Dokhanchy, Reza <RDokhanchy@mintz.com>
Sent: Thursday, October 30, 2025 4:32 PM
To: Director_PTABDecision_Review <Director_PTABDecision_Review@uspto.gov>; Modi, Naveen <naveenmodi@paulhastings.com>; Herr, Howard <howardherr@paulhastings.com>; Rumpler, Joseph <josephrumpler@paulhastings.com>; Rashid, Jeremy <jeremyrashid@paulhastings.com>; Rothenberg, Jacob <jacobrothenberg@paulhastings.com>; PH-TSMC-Marlin-IPR <PH-TSMC-Marlin-IPR@paulhastings.com>; PTABInbound@fr.com; axf-ptab@fr.com; jjm@fr.com; berg@fr.com; Palys, Joseph E. <josephpalys@paulhastings.com>; Meunier, William <WAMeunier@mintz.com>; Rizk, Adam <ARizk@mintz.com>; Renaud, Michael <MTRenaud@mintz.com>; Goma, Tawfik <TAGoma@mintz.com>; Mintz-Marlin-IPRs <Mintz-Marlin-IPRs@mintz.com>; josephpalys@paulhastings.com
Subject: RE: IPR2025-00864 and -00865

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Dear Honorable Director Squires and Honorable Board,

Patent Owner opposes Petitioners' request for supplemental briefing in IPR2025-00864 and -00865. While Patent Owner agrees that the record should be supplemented to indicate that Patent Owner recently decided to drop from the parallel ITC proceeding all asserted claims of U.S. Patent No. 9,147,747 and a subset of the asserted claims of U.S. Patent No. 9,184,292, additional briefing regarding Petitioner's requests for Director review is not necessary.

The Parties have fully briefed the remaining issues for the Board to address in evaluating Petitioners' requests for Director Review, namely (1) Patent Owner's settled expectations and (2) TSMC's alleged (but irrelevant) success, investments, and general importance in the United States, both of which the Board has in fact already addressed

IPR2025-00864
IPR2025-00865
Ex. 3101

in granting Patent Owner's motion for discretionary denial, as explained in the briefing. Patent Owner's decision to drop certain claims from the ongoing ITC Investigation has no relevance to either issue. Regardless of the dropped claims, the fact remains: both patents have been in force for nine years, "creating strong settled expectations for Patent Owner." (Paper 11 at 2). Further, additional briefing on the dropped claims will do nothing to cure the deficiencies in TSMC's generalized and irrelevant arguments that national security, economic, and public interests merit referral.

Moreover, to date, Petitioner has submitted approximately 85 pages of argument across two briefs that address discretionary denial. It is not an efficient use of Board or party resources to add yet another round of briefing to the record—particularly where the Director is able to assess the effect, if any, of these limited new facts without additional briefing from the parties.

Accordingly, Patent Owner respectfully requests that Petitioner's request for supplemental briefing be denied. If Petitioner's request is granted, Patent Owner respectfully requests permission to file reply briefs of equal length in each IPR.

Best,
Reza

Reza Dokhanchy
Member

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From: Director_PTABDecision_Review <Director_PTABDecision_Review@uspto.gov>
Sent: Wednesday, October 29, 2025 8:04 AM
To: Modi, Naveen <naveenmodi@paulhastings.com>; Herr, Howard <howardherr@paulhastings.com>; Rumpler, Joseph <josephrumpler@paulhastings.com>; Rashid, Jeremy <jeremyrashid@paulhastings.com>; Rothenberg, Jacob <jacobrothenberg@paulhastings.com>; PH-TSMC-Marlin-IPR <PH-TSMC-Marlin-IPR@paulhastings.com>; PTABInbound@fr.com; axf-ptab@fr.com; jjm@fr.com; berg@fr.com; Palys, Joseph E. <josephpalys@paulhastings.com>; Meunier, William <WAMeunier@mintz.com>; Rizk, Adam <ARizk@mintz.com>; Renaud, Michael <MTREnaud@mintz.com>; Dokhanchy, Reza <RDokhanchy@mintz.com>; Goma, Tawfik <TAGoma@mintz.com>; Mintz-Marlin-IPRs <Mintz-Marlin-IPRs@mintz.com>; josephpalys@paulhastings.com
Subject: FW: IPR2025-00864 and -00865

Counsel,

Patent Owner may respond with its position as to Petitioner's request via email by Thursday, October 30th.

Thank you.

From: Palys, Joseph E. <josephpalys@paulhastings.com>

Sent: Tuesday, October 28, 2025 8:02 PM

To: Trials <Trials@USPTO.GOV>; Director_Discretionary_Decision
<Director_Discretionary_Decision@uspto.gov>

Cc: Modi, Naveen <naveenmodi@paulhastings.com>; Herr, Howard
<howardherr@paulhastings.com>; Rumpler, Joseph <josephrumpler@paulhastings.com>; Rashid,
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Subject: IPR2025-00864 and -00865

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Dear Honorable Director Squires and the Honorable Board,

Petitioners in IPR2025-00864 and -00865 respectfully request leave to file short, one-page supplemental briefs in support of the pending requests for Director review. Petitioners make this request due to changed circumstances in the parallel ITC proceeding, which was a basis for the decision denying institution in these proceedings. In particular, Patent Owner has dropped all claims of U.S. Patent No. 9,147,747 (at issue in IPR2025-00865) from the pending ITC proceeding such that the '747 patent's validity will no longer be addressed in the ITC, and has dropped a majority of the claims of U.S. Patent No. 9,184,292 (at issue in IPR2025-00864) such that the validity of those claim will no longer be addressed in the ITC. *See Arm Ltd. v. Daedalus Prime, LLC*, IPR2025-00207, Paper 14 at 2-3 (Director Aug. 6, 2025) (granting Director review, vacating decision denying institution, and referring petition to the Board due to changed circumstances causing a patent to no longer be addressed in parallel litigation after institution was originally denied due to the parallel litigation). Petitioners request authorization to file one exhibit together with the supplemental brief to evidence this development.

Petitioners do not oppose Patent Owner receiving a reply brief of equal length.

Prior to sending this email, Petitioners reached out to Patent Owner. Petitioners have not yet received Patent Owner's position on this request but are sending this email due to the urgent nature of the request.

Respectfully submitted,

Joseph E. Palys
Counsel for Petitioner TSMC

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