

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VOLKSWAGEN GROUP OF AMERICA, INC.,

Petitioner,

v.

LONGHORN AUTOMOTIVE GROUP LLC,

Patent Owner.

Patent No. 8,265,353

Inter Partes Review No. IPR2025-01064

JOINT MOTION TO TERMINATE *INTER PARTES* REVIEW

List of Exhibits

Exhibit	Description
Ex-1001	U.S. Patent No. 8,265,353 (“the ’353 patent”)
Ex-1002	Prosecution History of the ’353 Patent
Ex-1003	Declaration of Todd Peterson
Ex-1004	Curriculum Vitae of Todd Peterson, PhD
Ex-1005	U.S. Patent Publication No. 2005/0226527 to Weese et al. (“Weese”)
Ex-1006	U.S. Patent No. 5,744,802 to Muehllehner et al. (“Muehllehner”)
Ex-1007	U.S. Patent No. 5,871,013 to Wainer et al. (“Wainer”)
Ex-1008	Bushberg, Jerrold T., et al. <i>The essential physics of medical imaging</i> , Lippincott Williams & Wilkins. 2d Ed. (2002)
Ex-1009	Mattes, David, et al. “Nonrigid multimodality image registration,” <i>Medical imaging 2001: image processing</i> . Vol. 4322. Spie (2001)
Ex-1010	Katsaggelos, Aggelos K. “Iterative image restoration algorithms,” <i>Optical engineering</i> 28.7, 735-748 (1989)
Ex-1011	S. A. Nehmeh, Y. E. Erdi, C. C. Ling, K. E. Rosenzweig, O. D. Squire, L. E. Braban, E. Ford, K. Sidhu, G. S. Mageras, S. M. Larson, J. L. Humm, “Effect of respiratory gating on reducing lung motion artifacts in PET imaging of lung cancer,” <i>Medical Physics</i> 29 (3) (Mar. 2002), https://doi.org/10.1118/1.1448824
Ex-1012	Woo, Sang-Keun, et al. “Development of a motion detecting system for respiratory-gated PET using laser optical displacement sensor,” <i>2003 IEEE Nuclear Science Symposium, Conference Record</i> (IEEE Cat. No. 03CH37515), Vol. 3. IEEE (2003) https://doi.org/10.1109/NSSMIC.2003.1352255
Ex-1013	Sadek A. Nehmeh, PhD, Yusuf E. Erdi, Clifton C. Ling, Kenneth E. Rosenzweig, Heiko Schoder, Steve M. Larson, Homer A. Macapinlac, Olivia D. Squire, and John L. Humm, “Effect of Respiratory Gating on Quantifying PET Images of Lung Cancer,” <i>The Journal of Nuclear Medicine</i> , 43 (7), 876-881 (July 2002)
Ex-1014	Schöder, H., Erdi, Y.E., Larson, S.M. et al. “PET/CT: a new imaging technology in nuclear medicine,” <i>European Journal of Nuclear Medicine and Molecular Imaging</i> , 30, 1419–1437 (2003), https://doi.org/10.1007/s00259-003-1299-6
Ex-1015	Osman, Medhat M., et al. “Respiratory motion artifacts on PET emission images obtained using CT attenuation correction on PET-

Exhibit	Description
	CT,” <i>European journal of nuclear medicine and molecular imaging</i> 30, 603-606 (2003), https://doi.org/10.1007/s00259-002-1024-x
Ex-1016	Beyer, Thomas, et al. “Dual-modality PET/CT imaging: the effect of respiratory motion on combined image quality in clinical oncology,” <i>European journal of nuclear medicine and molecular imaging</i> 30, 588-596 (2003), https://doi.org/10.1007/s00259-002-1097-6
Ex-1017	Ritchie CJ, Hsieh J, Gard MF, et al: “Predictive respiratory gating: A new method to reduce motion artifacts on CT scans,” <i>Radiology</i> 190:847-852 (1994), https://doi.org/10.1148/radiology.190.3.8115638
Ex-1018	U.S. Patent Publication No. US 2006/0071932 A1 to Weese, et al. (“Weese-932”)
Ex-1019	U.S. Patent No. 5,782,762 to Vining
Ex-1020	U.S. Patent Publication No. 2003/0004405 A1 to Townsend et al.
Ex-1021	Goerres, Gerhard W., et al. “PET-CT image co-registration in the thorax: influence of respiration,” <i>European journal of nuclear medicine and molecular imaging</i> 29, 351-360 (2002), DOI 10.1007/s00259-001-0710-4
Ex-1022	Chen, George TY, Jong H. Kung, and Kevin P. Beaudette. “Artifacts in computed tomography scanning of moving objects,” <i>Seminars in radiation oncology</i> , Vol. 14. No. 1. WB Saunders, (2004), https://doi.org/10.1053/j.semradonc.2003.10.004
Ex-1023	Kachelrieß, Marc, et al. “Kymogram detection and kymogram-correlated image reconstruction from subsecond spiral computed tomography scans of the heart,” <i>Medical Physics</i> . 29.7, 1489-1503 (2002), https://doi.org/10.1118/1.1487861
Ex-1024	Excerpts of Plaintiff’s Disclosure of Asserted Claims and Infringement Contentions, <i>Longhorn Automotive Group LLC v. Volkswagen AG</i> , 2:24-cv-00933 (E.D. Tex.) (Apr. 4, 2025)
Ex-1025	Declaration of Shauna L. Wiest Regarding Beyer (Ex-1016) and Osman (Ex-1015)
Ex-1026	Declaration of Shauna L. Wiest Regarding Ritchie (Ex-1017)
Ex-1027	Declaration of Shauna L. Wiest Regarding Goerres (Ex-1021)
Ex-1028	Declaration of Shauna L. Wiest Regarding Kachelrieß (Ex-1023)
Ex-1029	Declaration R. Watters Regarding Chen (Ex-1022)

Exhibit	Description
Ex-1030	Davis, Ryan. “Stewart Says New Patent Policies Aim to Bring Stability.” <i>Law360</i> , Sept. 8, 2025, https://www.law360.com/articles/2364638/stewart-says-new-patent-policies-aim-to-bring-stability
Ex-1031	Claim Chart for U.S. Patent 8,265,353, Longhorn’s Infringement Contentions (Apr. 4, 2025)
Ex-1032	Chart Of Asserted Support for Claim Limitations During Prosecution
Ex-1033	Amended Complaint for Patent Infringement, <i>Longhorn Automotive Group LLC v. Volkswagen AG</i> , Case No. 2:24-cv-00933-JRG (E.D. Tex. Apr. 18, 2025) (ECF No. 39)
Ex-1034	U.S. Patent No. 7,089,101
Ex-1035	U.S. RE44331
Ex-1036	U.S. Patent No. 7,634,666
Ex-1037	Assignment Record 16709-700
Ex-1038	Assignment Record 19124-896
Ex-1039	Assignment Record 17721-773
Ex-1040	Assignment Record 23599-341
Ex-1041	Assignment Record 27990-854
Ex-1042	Assignment Record 16545-440
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Ex-1044	Assignment Record 14720-72
Ex-1045	Assignment Record 66911-261
Ex-1046	Assignment Record 65207-371
Ex-1047	Assignment Record 65015-562
Ex-1048	Assignment Record 36192-620
Ex-1049	Assignment Record 20403-558
Ex-1050	Defendant Volkswagen AG’s Motion to Dismiss, <i>Longhorn Automotive Group LLC v. Volkswagen AG</i> , Case No. 2:24-cv-00933-JRG (E.D. Tex. Apr. 4, 2025) (ECF No. 28)
Ex-1051	Fourth Amended Docket Control Order, <i>Longhorn Automotive Group LLC v. Volkswagen AG</i> , Case No. 2:24-cv-00933-JRG (E.D. Tex. May 15, 2025) (ECF No. 58)
Ex-1052	Plaintiff Longhorn Automotive Group LLC’s Notice of Compliance with Service of Its P.R. 3-1 and 3-2 Infringement Contentions, <i>Longhorn Automotive Group LLC v. Volkswagen AG</i> , Case No. 2:24-cv-00933-JRG (E.D. Tex. Apr. 8, 2025) (ECF No. 31)

Exhibit	Description
Ex-1053	Docket Navigator, Gilstrap IPR Stay Motion Success Statistics
Ex-1054	Docket Navigator, Gilstrap Reexam Stay Motion Success Statistics
Ex-1055	National Judicial Caseload Profile Trial Statistics
Ex-1056	Civil Court Docket, <i>Longhorn Automotive Group LLC v. Volkswagen AG</i> , Case No. 2:24-cv-00933-JRG (Aug. 20, 2025)
Ex-1057	Judge Rodney Gilstrap's Calendar of Events (Aug. 2026)
Ex-1058	Dufresne, A. et al., How reliable are trial dates relied on by the PTAB in the Fintiv analysis? (Oct. 29, 2021)
Ex-1059	Judge Rodney Gilstrap's Time to Trial Statistics
Ex-1060	Docket Navigator, Judge Rodney Gilstrap Profile
Ex-1061	LAG-VW00000001 – LAG-VW00002532
Ex-1062	Docket Control Order, <i>Pictiva Displays International Ltd. v. Samsung Electronics Co., Ltd. et al.</i> , Case No. 2:23-cv-00495-JRG-RSP (E.D. Tex. Apr. 17, 2024) (ECF No. 40)
Ex-1063	First Amended Docket Control Order, <i>Pictiva Displays International Ltd. v. Samsung Electronics Co., Ltd. et al.</i> , Case No. 2:23-cv-00495-JRG-RSP (E.D. Tex. Apr. 21, 2025) (ECF No. 224)
Ex-1064	Civil Court Docket, <i>Pictiva Displays International Ltd. v. Samsung Electronics Co., Ltd. et al.</i> , Case No. 2:23-cv-00495-JRG-RSP (E.D. Tex. 2025)
Ex-1065	Docket Control Order, <i>Cyandia, Inc. v. SAP America, Inc. and SAP SE</i> , Case No. 2:24-cv-00096-JRG (E.D. Tex. June 17, 2024) (ECF No. 32)
Ex-1066	First Amended Docket Control Order, <i>Cyandia, Inc. v. SAP America, Inc. and SAP SE</i> , Case No. 2:24-cv-00096-JRG (E.D. Tex. May 9, 2025) (ECF No. 102)
Ex-1067	Civil Court Docket, <i>Cyandia, Inc. v. SAP America, Inc. and SAP SE</i> , Case No. 2:24-cv-00096-JRG (E.D. Tex. 2025)
Ex-1068	Docket Control Order, <i>Emerging Automotive LLC v. KIA Corporation et al.</i> , Case No. 2:23-cv-00437-JRG (E.D. Tex. Feb. 6, 2024) (ECF No. 40)
Ex-1069	First Amended Docket Control Order, <i>Emerging Automotive LLC v. KIA Corporation et al.</i> , Case No. 2:23-cv-00437-JRG (E.D. Tex. May 21, 2025) (ECF No. 265)
Ex-1070	Civil Court Docket, <i>Emerging Automotive LLC v. KIA Corporation et al.</i> , Case No. 2:23-cv-00437-JRG (E.D. Tex. 2025)

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Ex-1071	Joint Claim Construction and Prehearing Statement, <i>Longhorn Auto. Grp. v. Hyundai Motor Co.</i> , 2:24-cv-00603, Dkt. 76 (E.D. Tex.)
Ex-1072	About Volkswagen Group of America, Inc. (2025)
Ex-1073	Chattanooga Facts Official Media Site Newsroom (2025)
Ex-1074	[CONFIDENTIAL] Settlement Agreement (March 24, 2026)
Ex-1075	Order, <i>Longhorn Automotive Group LLC v. Volkswagen AG and Audi AG</i> , Case No. 2:24-cv-00933-JRG, Dkt. 114 (March 25, 2026)

I. STATEMENT OF THE PRECISE RELIEF REQUESTED

Pursuant to 35 U.S.C. § 317(a) and 37 C.F.R. § 42.74, Petitioner Volkswagen Group of America, Inc. and Patent Owner Longhorn Automotive Group LLC jointly move to terminate this *inter partes* review (IPR). The Board authorized the filing of this Joint Motion in an email dated March 25, 2026.

II. STATEMENT OF REASONS FOR THE RELIEF REQUESTED

The parties resolved their underlying dispute and reached agreement to terminate this IPR in a written settlement Agreement. True copies of the Agreements are submitted as Exhibit 1074 in accordance with 35 U.S.C. § 317(a) and 37 C.F.R. § 42.74(b). The parties request that the Agreements be treated as business confidential information, to be kept separate from the file of the involved patent, and to be made available only to Federal Government agencies on written request, or to any person on a showing of good cause pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c). There are no other agreements, oral or written, between the parties made in connection with, or in contemplation of, the termination of this proceeding.

The Eastern District Court of Texas dismissed *Longhorn Automotive Group LLC v. Volkswagen AG and Audi AG*, C.A. No. 2:24-cv-00933 (E.D. Tex.) (the “Court Action”), which concerns U.S. Patent No. 8,265,353 (the “’353 Patent”) on March 25, 2026. Exhibit 1075. There are no litigation matters or proceedings between the parties involving the ’353 Patent.

No other petitioners remain in this IPR. Thus, the parties respectfully submit that termination of the IPR is appropriate under 35 U.S.C. § 317 and 37 C.F.R. § 42.74(a).

FINNEGAN, HENDERSON, FARABOW,
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Dated: March 27, 2026

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **Joint Motion to Terminate *Inter Partes* Review and Exhibits 1074-1075** were served on March 27, 2026, via e-mail directed to counsel of record for Patent Owner at the following:

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Patent Owner has consented to electronic service by email.

Dated: March 27, 2026

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