

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner

v.

1LSS, INC.,
Patent Owner

Case IPR2025-01180
U.S. Patent No. 11,864,641

JOINT MOTION TO TERMINATE *INTER PARTES* REVIEW

Mail Stop "PATENT BOARD"
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

PETITIONER’S UPDATED EXHIBIT LIST

Exhibit No.	Description
1001	U.S. Patent No. 11,864,641 B2 to Mora et al., issued January 9, 2024 (“the ’641 patent”)
1002	File History of U.S. Patent No. 11,864,641
1003	Declaration of Dr. Joshua Phinney in Support of Petition for <i>Inter Partes</i> Review of U.S. Patent No. 11,864,641
1004	<i>Curriculum Vitae</i> of Dr. Joshua Phinney
1005	U.S. Provisional Application No. 62/736,379 to Mora, filed September 25, 2018 (“Provisional”)
1006	U.S. Patent Application Publication No. 2016/0260532 A1 to Baca, published September 8, 2016 (“Baca”)
1007	Chinese Patent Application Publication No. 108023992 A to Zhu, published May 11, 2018 (“Zhu”)
1008	English Language Translation of Zhu
1009	Japanese Patent Application Publication No. 3200923 U to Kinshi, published November 12, 2015 (“Kinshi”)
1010	English Language Translation of Kinshi
1011	U.S. Patent No. 5,288,942 to Godfrey, issued February 22, 1994 (“Godfrey”)
1012	U.S. Patent No. 4,647,714 to Goto, issued March 3, 1987 (“Goto”)
1013	U.S. Patent Application Publication No. 2017/0354229 A1 to Berkley et al., published December 14, 2017 (“Berkley”)
1014	U.S. Patent No. 10,134,517 B2 to Baca, issued November 20, 2018 (“Baca Patent”)

Exhibit No.	Description
1015	U.S. Patent No. 9,362,968 B1 to Haymond, issued June 7, 2016 (“Haymond”)
1016	U.S. Patent No. 5,080,223 to Mitsuyama, issued January 14, 1992 (“Mitsuyama”)
1017	U.S. Patent Application Publication No. 2016/0072933 A1 to Cox, III, published March 10, 2016 (“Cox”)
1018	U.S. Patent No. 8,138,869 B1 to Lauder et al., issued March 20, 2012 (“Lauder”)
1019	U.S. Patent Application Publication No. 2011/0192857 A1 to Rothbaum et al., published August 11, 2011 (“Rothbaum”)
1020	Ho, A., “Mophie Hold Force Review – Modular iPhone 7 and 7 Plus cases,” MobileReviews Eh!, April 26, 2017, accessible at https://www.mobilereviews-eh.ca/mophie-hold-force-review-modular-iphone-7-and-7-plus-cases/ (last accessed June 18, 2025)
1021	Wayback Machine Archive of Exhibit 1020, archived June 6, 2017, accessible at https://web.archive.org/web/20170606185125/https://www.mobilereviews-eh.ca/mophie-hold-force-review-modular-iphone-7-and-7-plus-cases/ (last accessed July 15, 2025)
1022	U.S. Patent Application Publication No. 2016/0295981 A1 to Lay et al., published October 13, 2016 (“Lay”)
1023	U.S. Patent Application Publication No. 2019/0208878 A1 to Hynecek et al., published July 11, 2019 (“Hynecek”)
1024	“Burkley Magnetic Detachable Wallet Case for iPhone 7+: Handmade Turkish Leather w/ Excellent Magnets!”, Tech Reviewer, May 18, 2017, accessible at https://web.archive.org/web/20170825170230/https://tech-reviewer.com/2017/05/18/burkley-magnetic-detachable-wallet-case-iphone-7-handmade-turkish-leather-w-excellent-magnets/ (last accessed July 15, 2025)

Exhibit No.	Description
1025	“BUDU - A module phone case that adapts to you!”, Indiegogo Campaign, accessible at https://www.indiegogo.com/projects/budu-a-modular-phone-case-that-adapts-to-you# / (last accessed July 15, 2025)
1026	“Updates” Tab from “BUDU - A module phone case that adapts to you!”, Indiegogo Campaign, accessible at https://www.indiegogo.com/projects/budu-a-modular-phone-case-that-adapts-to-you#/updates/all (last accessed July 15, 2025)
1027	U.S. Patent No. 4,851,610 to LeBlanc et al., issued July 25, 1989 (“LeBlanc”)
1028	U.S. Patent No. 5,941,375 to Kamens et al., issued August 24, 1999 (“Kamens”)
1029	U.S. Patent Application Publication No. 2012/0228168 A1 to Kitchen, issued September 13, 2012 (“Kitchen”)
1030	U.S. Patent Application Publication No. 2012/0326819 A1 to Malanczyj et al., issued December 27, 2012 (“Malanczyj”)
1031	U.S. Patent No. 5,718,329 to Ippolito et al., issued February 17, 1998 (“Ippolito”)
1032	U.S. Patent Application Publication No. 2006/0279098 A1 to Shipley et al., published December 14, 2006 (“Shipley”)
1033	Excerpts from Griffiths, D., <i>Introduction to Electrodynamics</i> , Third Edition (1999)
1034	Declaration of Timothy L. Tang
1035	U.S. Patent Application Publication No. 2012/0168483 A1 to Jambunathan et al., published July 5, 2012 (“Jambunathan”)
1036	Complaint, <i>ILSS Inc. v. Apple Inc.</i> , Case No. 2:24-cv-08769 (CDCA) filed October 11, 2024

Exhibit No.	Description
1037	First Amended Complaint, <i>1LSS Inc. v. Apple Inc.</i> , Case No. 2:24-cv-08769 (CDCA) filed January 10, 2025
1038	Email Thread Between Attorneys for Apple Inc. and 1LSS Inc. Indicating 1LSS Has Not Served Infringement Contentions
1039	Motion to Stay, <i>1LSS Inc. v. Apple Inc.</i> , Case No. 2:24-cv-08769 (CDCA) filed August 19, 2025
1040	USCourts.gov, Median Time-To-Trial Statistics (June 30, 2025) – Accessible at https://www.uscourts.gov/data-news/data-tables/2025/06/30/statistical-tables-federal-judiciary/t-3
1041	Lex Machina, Median Time-To-Trial Statistics, C.D. Cal. (November 12, 2024 to November 12, 2025) – Accessible at https://law.lexmachina.com/
1042	Docket Navigator, Median Time-To-Trial Statistics, C.D. Cal. (November 12, 2024 to November 12, 2025) – Accessible at https://search.docketnavigator.com/patent/analytics (Time to Trial)
1043	U.S. Patent Application Publication No. 2014/0043748 A1 to Sartee <i>et al.</i> , published February 13, 2014 (“Sartee”)
1044	Complete Copy of EX1033 (Griffiths, D., <i>Introduction to Electrodynamics</i> , Third Edition (1999)) (<i>served not filed</i>)
1045	Settlement Agreement (CONFIDENTIAL)

I. STATEMENT OF RELIEF REQUESTED

Apple Inc. (“Petitioner”) and 1LSS, Inc. (“Patent Owner”) (collectively, “the parties”) have entered into a confidential settlement agreement that resolves all underlying disputes between Petitioner and Patent Owner with respect to U.S. Patent No. 11,864,641 (“the ’641 patent”). A copy of the parties’ settlement agreement is being filed with this motion as Exhibit 1045 (the “Agreement”). The parties are concurrently filing a separate request that the Agreement be treated as business confidential information and be kept separate from the files of the involved patent, pursuant to 37 C.F.R. § 42.74(c).

Accordingly, pursuant to 37 C.F.R. § 42.74 and the authorization provided by the Board on August 24, 2026, the parties jointly request termination of this *inter partes* review proceeding in its entirety.

II. STATEMENT OF FACTS

On August 20, 2026, the parties entered into a confidential Agreement. *See* EX1045 (Confidential). Under the terms of the Agreement, the parties agreed to jointly seek termination of this proceeding.

III. ARGUMENT

A. Termination is appropriate.

Petitioner and Patent Owner have settled their dispute regarding the ’641 patent, including both this proceeding and Patent Owner’s assertion of the ’641

patent in the related proceeding, *ILSS Inc. v. Apple Inc.*, Case No. 2:24-cv-08769 (C.D. Cal.). The parties do not anticipate further litigation between them concerning the '641 patent.

Good cause exists to terminate this proceeding because the parties have settled their dispute regarding the '641 patent. The Board's Trial Practice Guide stresses that "[t]here are strong public policy reasons to favor settlement between the parties to a proceeding." Office Patent Trial Practice Guide, 77 Fed. Reg. 48,756, 46,768 (Aug. 14, 2012). Terminating the proceeding now would serve the interests of judicial economy as well as the mutual interest of the parties.

B. Written Agreement

The parties represent that their entire agreement in connection with the termination of this proceeding is embodied in the Agreement, which has been made in writing. There are no collateral agreements or understandings made in connection with, or in contemplation of, the termination of this *inter partes* review.

A true and correct copy of the Agreement is filed herewith as Exhibit 1045. The Agreement has been filed for access by the "Board Only" due to the highly sensitive business confidential information it contains. The parties desire that the Agreement be maintained as business confidential information under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), and a separate joint request to treat the settlement agreement as business confidential information is being filed concurrently.

IV. CONCLUSION

Petitioner and Patent Owner respectfully request that the Board grant the parties' Joint Motion to Terminate this proceeding in its entirety.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX PLLC

/Richard M. Bemben/

Richard M. Bemben
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Counsel for Petitioner

Date: August 26, 2026

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Date: August 25, 2026

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CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e)(1))

The undersigned certifies that a true and correct copy of the foregoing
JOINT MOTION TO TERMINATE *INTER PARTES* REVIEW was served in
its entirety electronically via e-mail on August 26, 2026, on the following counsel
of record for Patent Owner:

Gregory S. Cordrey (Lead Counsel)
Stanley M. Gibson (Back-up Counsel)
GCordrey@stradlinglaw.com
sgibson@jeffer.com

The undersigned certifies that a true and correct copy of **CONFIDENTIAL**
EXHIBIT 1045 can be served, upon request, on the on the above-captioned
counsel of record for Patent Owner.

Respectfully submitted,
STERNE, KESSLER, GOLDSTEIN & FOX PLLC

/Richard M. Bemben/

Richard M. Bemben
Registration No. 68,658
Counsel for Patent Owner

Date: August 26, 2026

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