

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TIKTOK INC.,
Petitioner,

v.

DISTEFANO WEBSITE INNOVATIONS, LLC,
Patent Owner.

Case No. IPR2025-01224
U.S. Reissued Patent No. 45,971

PETITIONER'S *SOTERA* STIPULATION

Pursuant to Acting Director Stewart’s March 26, 2025, memorandum on the interim processes for PTAB workload management (“Memorandum”) and the Board’s FAQs on the Interim Processes for PTAB Workload Management (“FAQs”), Petitioner herein files the below *Sotera* stipulation:

In accordance with the Board’s precedential decision in *Sotera Wireless, Inc. v. Masimo Corp.*, IPR2020-01019, Paper 12 at 18-19 (PTAB Dec. 1, 2020), TikTok Inc. (“Petitioner” or “TikTok”) stipulates that if the Board institutes *inter partes* review in this proceeding (IPR2025-01224) and said institution is not later vacated, reversed or otherwise withdrawn; TikTok, its real-parties-in-interest, privies and the Defendants named in *DiStefano Website Innovations, LLC v. Bytedance Ltd. et al.*, Case No. 2:24-cv-00874-RWS-RSP (E.D. Tex. Oct. 29, 2024) (“EDTX Action”) will not challenge the validity of the ’971 Patent in the EDTX Action based on either: (i) the specific grounds raised in IPR2025-01224 or (ii) any other ground that could have reasonably been raised before the Board in this proceeding (i.e., any other ground that could have reasonably been raised under 35 U.S.C. §§ 102 or 103 on the basis of prior art patents or printed publications).

For the sake of clarity and to avoid any doubt, if the PTAB declines to institute IPR2025-01224, TikTok reserves the right to assert any grounds of invalidity in the EDTX Action against the ’971 Patent.

Dated: July 23, 2025

Respectfully Submitted,

/s/ Yar Chaikovsky

Yar Chaikovsky

Reg. No. 39,625

WHITE & CASE LLP

3000 El Camino Real

2 Palo Alto Square Suite 900

Palo Alto, CA 94306

yar.chaikovsky@whitecase.com

Telephone: (650) 213-0320

Attorney for TikTok Inc.