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[continued on next page]

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

INTREPID AUTOMATION, INC., a Delaware Corporation; Plaintiff, v. 3D SYSTEMS CORPORATION, a Delaware Corporation; and 3D SYSTEMS, INC., a California Corporation, Defendants.	Case No.: 3:24-cv-02262-AGS-DDL **DEFENDANTS 3D SYSTEMS CORPORATION AND 3D SYSTEMS, INC.'S NOTICE RELATING TO INTER PARTES REVIEW (IPR) PETITIONS OF U.S. PATENT NOS. 11,014,301 ('301 PATENT) AND 11,338,511 ('511 PATENT)**

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NOTICE RELATING TO *INTER PARTES* REVIEW (IPR) PETITIONS OF U.S. PATENT NOS. 11,014,301 ('301 PATENT) AND 11,338,511 ('511 PATENT)

TO THE COURT, AND TO PLAINTIFF AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Defendants 3D Systems Corporation and 3D Systems, Inc. (collectively, "3DS" or "Defendants") hereby provide notice regarding their presentation of certain invalidity arguments in relation to the pending *Inter Partes* Review (IPR) Petitions of U.S. Patent Nos. 11,014,301 (the "'301 Patent") and 11,338,511 (the "'511 Patent") (collectively the "Asserted Patents"), which were lodged with the United States Patent and Trademark Office ("USPTO") Patent Trial and Appeal Board ("PTAB") on July 8, 2025 and July 18, 2025, concerning the '301 Patent and the '511 Patent respectively. (ECF No. 92).

3DS hereby provides notice that, if the PTAB institutes an IPR proceeding as to any claims of either the '301 or '511 Patents, 3DS will not pursue in this litigation any invalidity arguments that were raised or reasonably could have been raised on those instituted claims in the respective petitions now pending before the PTAB. 3DS reserves the right to pursue all invalidity arguments as part of its affirmative defense(s), counterclaim(s), invalidity contention(s), or other disclosure(s) in this litigation before the PTAB renders a decision on whether to institute IPR proceedings for any claims of either the '301 or '511 Patent. 3DS will withdraw from this litigation, as to any instituted claims, any invalidity arguments that fall within the scope of this notice if the PTAB subsequently agrees to institute an IPR proceeding. Nothing in this notice is intended to limit 3DS's ability to assert invalidity of any claims of the Asserted Patents on any other ground not available in the IPR proceeding, including under 35 U.S.C. §§ 101, 112.

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DATED: July 28, 2025

HUNTON ANDREWS KURTH LLP

By: */s/ Emily Burkhardt Vicente*
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