

From: [Director Discretionary Decision](#)
To: [Taylor R. Stemler](#)
Cc: ["Joe Staley"; "Jacob Fritz"; "Thomas Finch"; "Champion Power PTACTS Notices"; "Tim Ziolkowski"; GeneracIPR; Scott Amy; Champion Power Litigation; mc@zpatents.com; rlt@zpatents.com](#)
Subject: RE: Generac Power Systems, Inc. v. Champion Power Equipment, Inc. | IPR2025-01271 | IPR2025-01457
Date: Thursday, April 23, 2026 12:44:00 PM

The request is denied as moot.

From: Taylor R. Stemler <TStemler@MerchantGould.com>
Sent: Monday, April 6, 2026 6:18 PM
To: Trials <Trials@USPTO.GOV>
Cc: 'Joe Staley' <j.staley@pkhip.com>; 'Jacob Fritz' <jmf@zpatents.com>; 'Thomas Finch' <t.finch@pkhip.com>; 'Champion Power PTACTS Notices' <ChampionPowerNotices@pkhip.com>; 'Tim Ziolkowski' <tjz@zpatents.com>; GeneracIPR <GeneracIPR@merchantgould.com>; Scott Amy <s.amy@pkhip.com>; Champion Power Litigation <championlit@pkhip.com>; mc@zpatents.com; rlt@zpatents.com
Subject: Generac Power Systems, Inc. v. Champion Power Equipment, Inc. | IPR2025-01271 | IPR2025-01457

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Dear Board,

Petitioner respectfully requests authorization to file a response to Patent Owner's request for rehearing in connection with IPR Nos. IPR2025-01271 and IPR2025-01457.

Petitioner intends to address the "good cause" required to submit additional exhibits (see *Huawei Device Co., Ltd. v. Optis Cellular Tech., LLC*, IPR2018-00816, Paper 19 at 4 (PTAB Jan. 8, 2019) (precedential)) as well as the discretionary factors addressed by Patent Owner in its request. Specifically, Petitioner intends to identify how the Director was already informed of the "new developments" referenced in Patent Owner's request prior to the Director's decision to institute the IPRs.

Patent Owner's position is that Petitioner's request is improper. The Consolidated Trial Practice Guide provides that "The opposing party should not file a response to a request for rehearing absent a request from the Board." Given that no request was made, Patent Owner asserts that no response is necessary. If Petitioner's request is granted, Patent Owner requests a commensurate reply.

Best regards,

Taylor

Taylor R. Stemler

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Operating as Merchant & Gould, LLP, in California.

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