

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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HARBOR FREIGHT TOOLS USA INC.,  
GENERAC POWER SYSTEMS, INC., and  
MWE INVESTMENTS, LLC,

Petitioners

v.

CHAMPION POWER EQUIPMENT INC.,

Patent Owner.

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Case IPR2025-01272  
U.S. Patent No. 11,492,985

**PETITIONER HARBOR FREIGHT'S MOTION TO WITHDRAW AND  
SUBSTITUTE COUNSEL**

***Mail Stop "PATENT BOARD"***

Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. §42.10 and the Board's January 5, 2026 e-mail (EX3001) authorizing this motion, Petitioner Harbor Freight and its lead counsel Kimberly K. Dodd and backup counsel Jeffrey S. Gundersen and Michael R. Houston, all of Foley & Lardner LLP, seek to withdraw from this proceeding, and substitute new lead counsel as indicated below. Petitioner Harbor Freight's and its counsels' withdrawal is pursuant to a settlement reached between it and Patent Owner. A copy of the settlement agreement, which is the only agreement between Harbor Freight and Champion related to this proceeding, is being concurrently filed as Exhibit 1300 under a "Board Only" designation accompanied by a Request to Keep Confidential. However, because another co-petitioner remains in this proceeding (Generac), Petitioner Harbor Freight **is not** requesting adverse judgment or termination of this IPR.

The present withdrawal notwithstanding, should this IPR subsequently be de-instituted, Petitioner Harbor Freight seeks to maintain its ability to seek a refund of the post-institution fees it already paid.

Per the Power of Attorney already on file (Paper 3), remaining Petitioners designate the following lead counsel and backup counsel as its counsel of record in this proceeding going forward:

| New Lead Counsel                                                                                                                                                                                                                                            | Back-Up Counsel                                                                                                                                                                                                                              |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Thomas J. Leach<br>Reg. No. 53,188<br><b>MERCHANT &amp; GOULD P.C.</b><br>150 South Fifth Street, Suite 2200<br>Minneapolis, MN 55402<br>Phone: 612-336-4665<br>Fax: 612-332-9081<br><a href="mailto:tleach@merchantgould.com">tleach@merchantgould.com</a> | Taylor R. Stemler<br>Reg. No. 79,777<br><b>MERCHANT &amp; GOULD P.C.</b><br>Minneapolis, MN 55402<br>150 South Fifth Street, Suite 2200<br>Phone: 612-371-5215<br><a href="mailto:TStemler@MerchantGould.com">TStemler@MerchantGould.com</a> |

Counsel for Patent Owner does not oppose this motion.

Dated: January 12, 2026

Respectfully submitted,

By: s/Michael R. Houston/

Michael R. Houston  
Reg. No. 58,486  
FOLEY & LARDNER LLP  
321 North Clark Street, Suite 3000  
Chicago, Illinois 60654  
312-832-4500  
[mhouston@foley.com](mailto:mhouston@foley.com)

*Counsel for Petitioner Harbor Freight*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing **MOTION TO WITHDRAW AND SUBSTITUTE COUNSEL** was served on January 12, 2026, via the PTACTS document system, as well as via electronic mail on the following counsel of record for Patent Owner:

Joseph Staley  
Email: [j.staley@pkhip.com](mailto:j.staley@pkhip.com)  
Timothy Ziolkowski  
Email: [tjz@zpatents.com](mailto:tjz@zpatents.com)  
Jacob Fritz  
Email: [jmf@zpatents.com](mailto:jmf@zpatents.com)  
Thomas Finch  
Email: [t.finch@pkhip.com](mailto:t.finch@pkhip.com)  
Scott P. Amy  
Email: [s.amy@pkhip.com](mailto:s.amy@pkhip.com)  
Email: [championlit@pkhip.com](mailto:championlit@pkhip.com)  
Email: [rlt@zpatents.com](mailto:rlt@zpatents.com)

*s/Michael R. Houston/*

Michael R. Houston  
Reg. No. 58,486  
**FOLEY & LARDNER LLP**  
321 North Clark Street, Suite 3000  
Chicago, Illinois 60654  
312-832-4500  
[mhouston@foley.com](mailto:mhouston@foley.com)

*Counsel for Petitioner Harbor Freight*