

From: [Matich, Nicholas](#)
To: [Hunter Morgen](#)
Cc: [Beaber, Jamie B.](#)
Subject: Re: Follow-up
Date: Tuesday, November 25, 2025 7:39:19 AM
Attachments: [image001.png](#)

Hi Hunter,

I'm not able to discuss cases pending before the Director. Any communication about them needs to be on the docket.

Best,
Nick

Nicholas T. Matich
Solicitor of the United States Patent and Trademark Office



From: Hunter Morgen <hunter@ballardpartners.com>
Sent: Monday, November 24, 2025 3:38 PM
To: Matich, Nicholas <Nicholas.Matich1@uspto.gov>
Cc: Beaber, Jamie B. <jbeaber@mayerbrown.com>
Subject: Follow-up

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Nick,

Thanks for your time and that of your staff a few months back. Our clients Maxell and Mojo Mobility have or soon will submit comments on the proposed rulemaking for IPRs – I appreciate your work supporting U.S. patent holders.

I also wanted to follow up regarding the Maxell/Samsung IPRs, in particularly the latest 10 IPRs filed by Samsung against Maxell's patents (for the second district court litigation filed by Maxell) as well as two additional EPRs filed by Samsung against Maxell patents headed into an ITC trial. Collectively, Samsung has filed over 20 IPRs on virtually every patent Maxell has asserted against Samsung (on a portfolio that has not only been tested through litigation, prior IPRs and prior EPRs, but also licensed by the entire industry except for Samsung). We believe that Samsung's conduct is the exact conduct that the Director's new policy on discretionary denials is aimed to combat. We were hopeful to see discretionary denials on each of the Samsung most recent IPRs:

No.	IPR/PGR Number	Patent

1	IPR2025-01307	11,026,088
2	IPR2025-01308	11,277,650
3	IPR2025-01309	7,577,417
4	IPR2025-1310	12,160,681
5	IPR2025-01311	11,812,091
6	IPR2025-01312	7,952,645
7	IPR2025-01313	10,783,228
8	IPR2025-01314	8,180,198
9	IPR2025-01315	8,471,950
10	IPR2025-01316	10,812,646

To date, it appears that these are still under consideration for discretionary denial with the Director, but my client had anticipated denial decisions on these early to mid-November. Any news you can share in this regard or anyone you recommend we speak with?

Thanks

-HM

Hunter Morgen



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