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July 17, 2025

VIA ELECTRONIC MAIL
jnelson@susmangodfrey.com

Justin A. Nelson
Susman Godfrey LLP
1000 Louisiana Street, Suite 5100
Houston, Texas 77002

Re: *Advanced Memory Technologies, LLC v. SK hynix Inc.*, No. 2:24-cv-01078-JRG-RSP (E.D. Tex.)

Dear Mr. Nelson:

Defendant SK hynix Inc. ("SK hynix") hereby provides notice, pursuant to 35 U.S.C. § 287, that Plaintiff Advanced Memory Technologies, LLC ("AMT") is not entitled to pre-suit damages for U.S. Patent Nos. 7,777,557 (the "'557 patent"), 7,920,018 (the "'018 patent"), 7,969,231 (the "'231 patent"), 8,593,888 (the "'888 patent"), and 8,400,835 (the "'835 patent") (collectively, the "Asserted Patents"). AMT, its predecessors-in-interest, and/or licensees to the Asserted Patents have not marked products believed to be practicing at least one claim of the Asserted Patents, and SK hynix was not provided with actual or constructive pre-suit notice of the patents or any alleged infringement.

As the Federal Circuit explained:

> [A]n alleged infringer who challenges the patentee's compliance with § 287 bears an initial burden of production to articulate the products it believes are unmarked "patented articles" subject to § 287. To be clear, this is a low bar. The alleged infringer need only put the patentee on notice that he or his authorized licensees sold specific unmarked products which the alleged infringer believes practice the patent. The alleged infringer's burden is a burden of production, not one of persuasion or proof. . . . Once the alleged infringer meets its burden of production, however, the patentee

> bears the burden to prove the products identified do not practice the patented invention.

Arctic Cat Inc. v. Bombardier Recreational Prod. Inc., 876 F.3d 1350, 1368 (Fed. Cir. 2017).

Based on AMT's interpretation of the claims of the Asserted Patents as set forth in AMT's Infringement Contentions, at least the products identified herein are believed to practice at least one of the asserted claims. In view of these unmarked practicing products, AMT bears the burden of proving their compliance with 35 U.S.C. § 287 to seek pre-suit damages. To the extent AMT has any evidence or other basis to dispute that any of the below are unmarked practicing products, please produce such materials as soon as possible.

Discovery remains in its early stages and SK hynix's investigation is ongoing. SK hynix reserves the right to amend, supplement, or otherwise modify this identification based on additional discovery, including discovery received from third parties.

'557 Patent

The following products are believed to practice the '557 patent:

- Samsung K9HQGY8S5M
- Nuvoton M460 MCU
- Nuvoton M480 MCU
- Nuvoton M031 MCU
- Nuvoton M032 MCU
- Nuvoton NUC980 MPU
- Nuvoton RF-GaN PA Module
- Nuvoton RF-BG96A Board
- Nuvoton RF-EC21A Board
- Nuvoton W55RFS27T3 RF Transmitter
- Nuvoton NAU83G60 Smart Amplifier
- All other Nuvoton and Panasonic electronic products that have DRAM or NAND Flash memory

'018 Patent

The following products are believed to practice the '018 patent:

- Samsung K9HQGY8S5M
- Nuvoton M460 MCU
- Nuvoton M480 MCU
- Nuvoton M031 MCU
- Nuvoton M032 MCU
- Nuvoton NUC980 MPU
- Nuvoton RF-GaN PA Module
- Nuvoton RF-BG96A Board
- Nuvoton RF-EC21A Board
- Nuvoton W55RFS27T3 RF Transmitter
- Nuvoton NAU83G60 Smart Amplifier
- All other Nuvoton and Panasonic electronic products that have DRAM or NAND Flash memory

’231 Patent

The following products are believed to practice the ’231 patent:

- Samsung K9HQGY8S5M
- Nuvoton RF-GaN PA Module
- Nuvoton RF-BG96A Board
- Nuvoton RF-EC21A Board
- Nuvoton W55RFS27T3 RF Transmitter
- Nuvoton NAU83G60 Smart Amplifier
- All other Nuvoton and Panasonic electronic products that have DRAM or NAND Flash memory

’888 Patent

The following products are believed to practice the ’888 patent:

- Samsung K4RAH086VB
- Samsung K4L2E165Y8
- Nuvoton Poly E-Fuse OTP

’835 Patent

The following products are believed to practice the ’835 patent:

- Samsung K4RAH086VB
- Samsung K4L2E165Y8
- Nuvoton Poly E-Fuse OTP

Sincerely,

/s/ Kevin Jang
Kevin Jang