Paper No. _____
Filed: January 28, 2026

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FOLEON INC.,
Petitioner,

v.

TURTL SURF & IMMERSE LIMITED,
Patent Owner.

Case No. IPR2025-01525
Patent No. 12,118,290

PATENT OWNER'S PRELIMINARY RESPONSE

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I. PATENT OWNER HAS DISCLAIMED ALL CHALLENGED CLAIMS, RENDERING THE PETITION MOOT

On January 15, 2026, Patent Owner filed a statutory disclaimer with the U.S. Patent and Trademark Office disclaiming claims 1-18 of U.S. Patent 12,118,290. *See* EX2001. Because the Petition challenges only disclaimed claims, *inter partes* review cannot be instituted, and the Petition is moot. 37 C.F.R. § 42.107(e).

II. CONCLUSION

Accordingly, for at least the reasons set forth above, institution of *inter partes* review should be ***denied***.

Respectfully submitted,

Date: January 28, 2026

/ Matthew A. Argenti /
Matthew A. Argenti, Lead Counsel
Reg. No. 61,836

CERTIFICATE OF COMPLIANCE

Pursuant to §42.24(d), the undersigned certifies that this paper contains no more than 14,000 words, not including the portions of the paper exempted by §42.24(b). According to the word-processing system used to prepare this paper, the paper contains 79 words.

Respectfully submitted,

Date: January 28, 2026

/ Matthew A. Argenti /
Matthew A. Argenti, Lead Counsel
Reg. No. 61,836

III. APPENDIX

Exhibit No.	Description
2001	Turtl Surf & Immerse Limited, Disclaimer in a Patent under 37 C.F.R. § 1.321(a), filed January 15, 2026, with the U.S. Patent and Trademark Office regarding U.S. Patent No. 12,118,290 including Acknowledgement of Receipt

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Patent Owner's Preliminary Response and accompanying Exhibit 2001 were served on January 28, 2026, on the Petitioner at the electronic correspondence address of the Petitioner as follows:

Ryan N. Miller
Chetan Chandra
FOX ROTHSCHILD LLP
rnmiller@foxrothschild.com
cchandra@foxrothschild.com
ipdocket@foxrothschild.com

Dated: January 28, 2026

/ Matthew A. Argenti /
Matthew A. Argenti, Lead Counsel
Reg. No. 61,836